

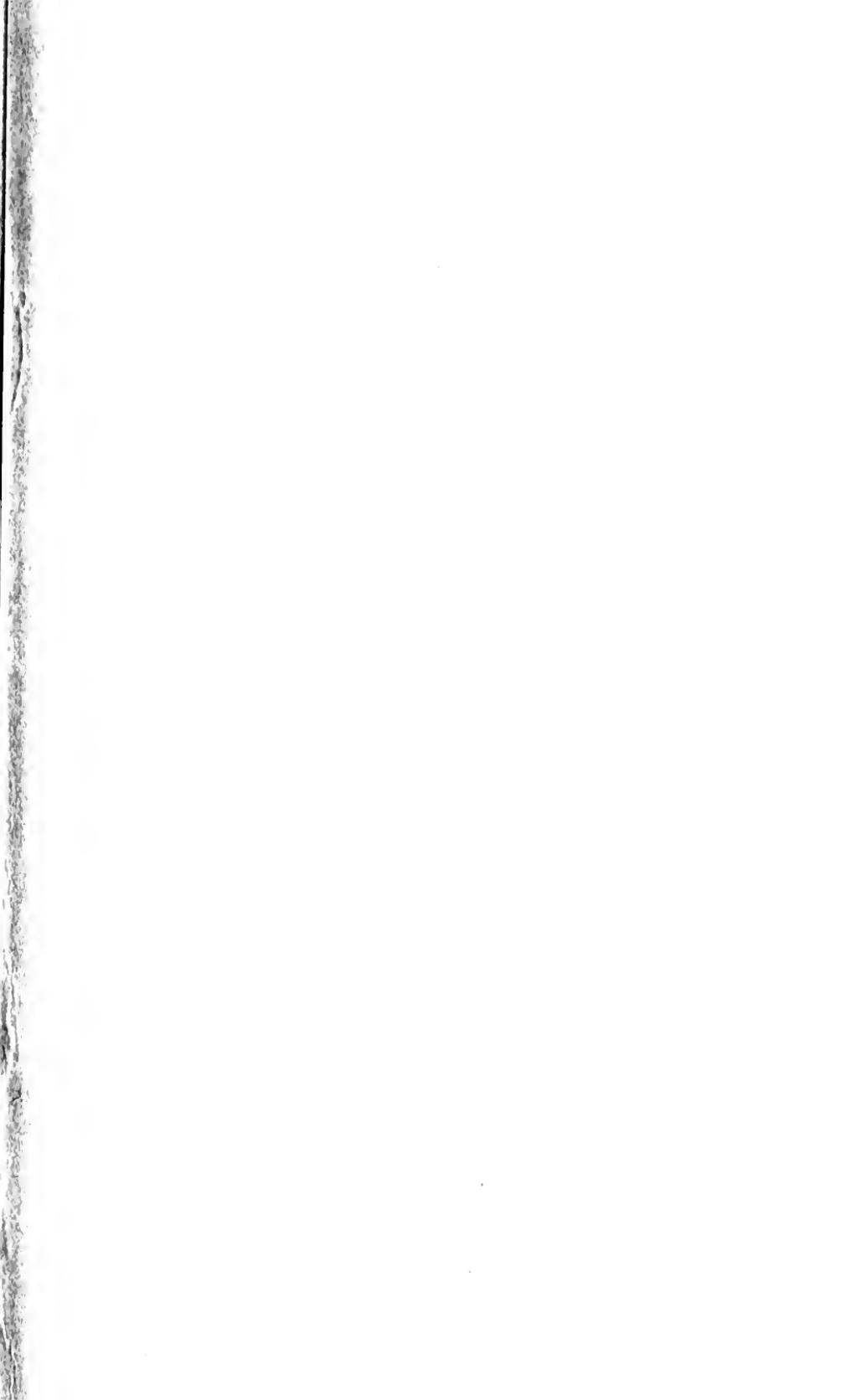


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HEARINGS REGARDING COMMUNIST ACTIVITIES IN  
THE TERRITORY OF HAWAII—PART 2

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HEARINGS

BEFORE THE

COMMITTEE ON UN-AMERICAN ACTIVITIES  
HOUSE OF REPRESENTATIVES

EIGHTY-FIRST CONGRESS

SECOND SESSION

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APRIL 13, 14, AND 15, 1950

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pt. 2

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# HEARINGS REGARDING COMMUNIST ACTIVITIES IN THE TERRITORY OF HAWAII

THURSDAY, APRIL 13, 1950

UNITED STATES HOUSE OF REPRESENTATIVES,  
SUBCOMMITTEE OF THE COMMITTEE ON UN-AMERICAN ACTIVITIES,  
HONOLULU, T. H.

PUBLIC SESSION

The subcommittee of five met, pursuant to call, at 9 a. m., in the senate chamber, Iolani Palace, Hon. Francis E. Walter (subcommittee chairman) presiding.

Committee members present: Representatives Francis E. Walter, Burr P. Harrison, John McSweeney, Morgan M. Moulder, and Harold H. Velde.

Staff members present: Frank S. Tavenner, Jr., counsel; William A. Wheeler and Courtney E. Owens, investigators; and John W. Carrington, clerk.

Mr. WALTER. The subcommittee will be in order.

Call your first witness, Mr. Tavenner.

Mr. TAVENNER. Mr. Jack Hall.

Mr. WALTER. Raise your right hand, Mr. Hall. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God.

Mr. HALL. I do.

Mr. WALTER. Sit down.

## TESTIMONY OF JACK HALL, ACCCOMPANIED BY HIS COUNSEL, MYER C. SYMONDS

Mr. TAVENNER. You are Mr. Jack Hall?

Mr. HALL. That is correct.

Mr. TAVENNER. Are you represented here by counsel?

Mr. HALL. I am.

Mr. TAVENNER. Will counsel please identify himself for the record?

Mr. SYMONDS. Myer C. Symonds. And, at this time, on behalf of Mr. Hall, I wish to file with the committee a motion to quash the subpoena, on the grounds as set forth therein.

Mr. WALTER. It will be received in the record.<sup>1</sup>

Mr. HARRISON. Is it upon the same grounds that were assigned yesterday?

Mr. SYMONDS. Yes.

<sup>1</sup> See p. 1472. Text of motion to quash service of subpoena by Jack Hall is identical with motion filed on behalf of Ralph Tokunaga by his attorney, Myer C. Symonds.

Mr. TAVENNER. Mr. Hall, when and where were you born?

Mr. HALL. I was born in Ashland, Wis., February 28, 1914.

Mr. TAVENNER. How long have you lived in Honolulu?

Mr. HALL. I established residence in Hawaii in, I believe, August or September 1935.

Mr. TAVENNER. How are you presently employed?

Mr. HALL. I am now regional director for the International Long-shoremen's and Warehousemen's Union.

Mr. TAVENNER. Mr. Hall, are you now or have you ever been a member of the Communist Party?

Mr. SYMONDS. I advise my client not to answer the question upon the grounds that it might tend to incriminate him.

(Conference between Mr. Tavenner and Mr. Symonds.)

Mr. SYMONDS. Thank you, Mr. Tavenner.

Mr. TAVENNER. Let me repeat the question.

Mr. HALL. All right. Go ahead.

Mr. TAVENNER. Are you now or have you ever been a member of the Communist Party?

Mr. HALL. On the advice of counsel, I refuse to answer the question on the ground it might tend to incriminate me. I want to add, however, that I have filed with the National Labor Relations Board the customary non-Communist affidavit.

Mr. TAVENNER. Mr. Chairman, the witness declines to answer the question I just asked. I see no point in my asking him any further questions relating to his alleged activity in the Communist Party.

Mr. WALTER. Mr. Hall, would you like an opportunity to answer some of the charges that have been made against you?

(Mr. Hall confers with his counsel.)

Mr. HALL. I have no prepared statement on this matter.

Mr. WALTER. I did not ask you about a prepared statement. I asked you whether you would like to have an opportunity to make any comment upon the statements testified to during the hearings.

Mr. HALL. So far as I know, I have not been charged with any crime.

Mr. WALTER. That is all. Thank you.

The subcommittee will take a short recess.

(A short recess was taken at 9:15 a. m.)

Mr. WALTER. Call your next witness, Mr. Tavenner.

Mr. TAVENNER. Masao Mori.

Mr. WALTER. Mr. Counsel, the subcommittee unanimously voted to cite Mr. Hall for contempt of Congress.

Mr. TAVENNER. Then I shall prepare the proper resolution for you at a convenient time.

Mr. WALTER. Well, we have already adopted the resolution in the usual form.

Mr. TAVENNER. I see.

Mr. WALTER. Will you raise your right hand, please? Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. MORT. Yes, sir.

Mr. WALTER. Sit down.

## TESTIMONY OF MASAO MORI

Mr. TAVENNER. You are Masao Mori?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Where do you live, Mr. Mori?

Mr. MORI. I live at 2664 Rooke Avenue.

Mr. TAVENNER. Were you served with a subpnea?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Requiring your attendance before this committee?

Mr. MORI. Yes, sir.

Mr. TAVENNER. How old are you?

Mr. MORI. I am 44 years old.

Mr. TAVENNER. Where are you now employed?

Mr. MORI. I am employed as supervising electrician at Hawaii Brewing Corp.

Mr. TAVENNER. How long have you been employed there?

Mr. MORI. About 10 years.

Mr. TAVENNER. Before you were so employed, what position did you have or what work did you do?

Mr. MORI. I was supervising electrician at Pacific Chemical, and before that I was electrician's helper.

Mr. TAVENNER. Have you ever been a member of the Communist Party?

Mr. MORI. No, sir.

Mr. TAVENNER. Have you ever attended any Communist Party meetings?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Who asked you to attend?

Mr. MORI. Koichi Imori.

Mr. TAVENNER. Koichi Imori?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Will you tell us when that was?

Mr. MORI. I think it was in the latter part of 1946.

Mr. TAVENNER. What did Mr. Imori say to you?

Mr. MORI. He said, in order to be a good union leader, you could be educated by coming to our meetings.

Mr. TAVENNER. Did you attend the meetings?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Where were the meetings held?

Mr. MORI. The first meeting that I attended was at Mr. Izuka's home in Puunui.

Mr. TAVENNER. Mr. Izuka?

Mr. MORI. Yes, sir.

Mr. TAVENNER. How many people were at the meeting?

Mr. MORI. Four or five.

Mr. TAVENNER. Was it an organized meeting, that is, a meeting that had a chairman or a president?

Mr. MORI. I am not sure of that.

Mr. TAVENNER. Who conducted the meeting?

Mr. MORI. Mr. Vossbrink.

Mr. TAVENNER. Mr. Vossbrink?

Mr. MORI. That is right.

Mr. TAVENNER. Do you recall his first name?

Mr. MORI. I think it was Ralph Vossbrink.

Mr. TAVENNER. Ralph Vossbrink?

Mr. MORI. Yes.

Mr. TAVENNER. What other meetings did you attend?

Mr. MORI. I attended Makiki meetings.

Mr. TAVENNER. The Makiki meetings?

Mr. MORI. That is right.

Mr. TAVENNER. What do you mean by the "Makiki meetings"?

Mr. MORI. Well, there is a certain group that have a discussion of trade-union principles at that meeting.

Mr. MOULDER. Will you ask the witness to speak a little louder?

Mr. TAVENNER. Will you speak a little louder, please?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Who told you where the meeting would be held?

Mr. MORI. Usually Koichi Imori told me about it.

Mr. TAVENNER. Did Koichi Imori go with you to the meetings?

Mr. MORI. Yes. Some of the meetings. Yes.

Mr. TAVENNER. Who were the officers at the Makiki group?

Mr. MORI. As far as I know, it was Charley Fujimoto.

Mr. TAVENNER. What position did Charley Fujimoto have?

Mr. MORI. I take it for granted he was the chairman because he did most of the talking.

Mr. TAVENNER. Do you recall the names of any of the other officers of that group?

Mr. MORI. I don't know who the officers were.

Mr. TAVENNER. Before you started going to the Makiki group, did you go to another group meeting?

Mr. MORI. Yes, sir.

Mr. TAVENNER. What was that group meeting known as?

Mr. MORI. I think it was the Puunui group.

Mr. TAVENNER. Puunui group?

Mr. MORI. Yes, sir.

Mr. TAVENNER. You started out going to the Puunui group?

Mr. MORI. Yes, sir.

Mr. TAVENNER. How long did you go there?

Mr. MORI. Once.

Mr. TAVENNER. Once. Did you know many of the people attending that group meeting?

Mr. MORI. Not one of them.

Mr. TAVENNER. How did it happen that you stopped going to the Puunui group meetings?

Mr. MORI. Koichi Imori told me that I will know more people when I go to this other meeting at Makiki.

Mr. TAVENNER. At Makiki. Well, then, how did you get instructions as to where to go for the next meeting after you were told you would be placed in a group where you knew more people?

Mr. MORI. Koichi Imori told me.

Mr. TAVENNER. Now, in this second group, which you call the Makiki group, will you give us the names of all those who attended? Just a moment. Before answering that question, let me ask you: How many meetings do you think you attended of the Makiki group?

Mr. MORI. Maybe about five.

Mr. TAVENNER. About five?

Mr. MORI. Yes.

Mr. TAVENNER. Over how long a period of time?

Mr. MORI. About 5 or 6 months.

Mr. TAVENNER. Now, during that period of time, I would like for you to tell me who attended the meetings.

Mr. MORI. There were Charles Fujimoto and Mrs. Fujimoto.

Mr. TAVENNER. Will you give us that name over, please?

Mr. MORI. Charles Fujimoto.

Mr. TAVENNER. Yes.

Mr. MORI. And Mrs. Fujimoto, Jeanette Nakama, Ralph Tokunaga, Harry Kuhia, Jr., Ernest Arena, Wilfred Oka, Koichi Imori, Paul Kanemura and Mrs. Kanemura, James Freeman, and there was an elderly woman there, I couldn't very well recollect her name right now.

Mr. TAVENNER. Who presided over the meetings as a general rule?

Mr. MORI. To all the meetings that I attended, Charles Fujimoto presided.

Mr. TAVENNER. Do you know whether they had a secretary and treasurer of that group?

Mr. MORI. I don't recall who was secretary or treasurer or who the officers were.

Mr. TAVENNER. Let's see if you can recall the names of any other persons who were there, particularly who took some part in the meetings.

Mr. MORI. At one of the meetings Wilfred Oka was, they told me, was the discussion chairman.

Mr. TAVENNER. The discussion chairman?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Do you recall what Mr. Oka discussed?

Mr. MORI. I don't recall most anything about that because, the reason is I haven't been attending those meetings regularly, and at any time that I attended there were different topics put up, and I don't know anything about it.

Mr. TAVENNER. Were you given any books or pamphlets?

Mr. MORI. Yes, sir; the book was delivered to me, and that's when I found out it was the Communist Party.

Mr. TAVENNER. So you found out that these meetings were Communist Party meetings?

Mr. MORI. That's right.

Mr. TAVENNER. Do you recall now the name of the book?

Mr. MORI. It says "Communist Party."

Mr. TAVENNER. Oh, you mean—well, tell me a little more about the book that you spoke of.

Mr. MORI. Oh, it was more of a pamphlet, and I don't know exactly what was the title of those books because I gave it all to—what few I had, I turned it over to the FBI.

Mr. TAVENNER. Now, were there other books or pamphlets given you?

Mr. MORI. We had to buy it.

Mr. TAVENNER. You had to buy it?

Mr. MORI. Yes, sir.

Mr. TAVENNER. From whom did you buy?

Mr. MORI. If I am not mistaken and if I am correct, that is, I think, it was Jeanette Nakama.

Mr. TAVENNER. Can you recall the names of any of those books or what they were about?

Mr. MORI. I recall very well one pamphlet that was kicking around on my desk. It was something concerning China. It was a small pamphlet, and that little pamphlet is in the hands of the FBI, too. I can't recollect the rest of the pamphlets.

Mr. TAVENNER. Were you given any instructions about these pamphlets and literature as to what you should do with it?

Mr. MORI. Yes.

Mr. TAVENNER. Tell us about that.

Mr. MORI. We supposed to read that and have a little discussion about it, but I didn't have a chance to read it because I didn't attend enough meetings to know much about it, and another thing is this, that we were told not to throw those books all over the place.

Mr. TAVENNER. What do you mean "told not to throw the books all over the place"?

Mr. MORI. Well, keep it where everybody couldn't see it.

Mr. TAVENNER. To keep them concealed or hidden?

Mr. MORI. Well, hidden, or anyway to take it.

Mr. TAVENNER. Can you tell me whether or not it was in one of these discussion groups that Mr. Wilfred Oka took charge of the meetings?

Mr. MORI. Yes, sir.

Mr. TAVENNER. How long did that meeting last, or, rather, let me ask you this: How long a period of time did Mr. Oka use, as far as you can remember, in talking to the group on the subject that was assigned to him?

Mr. MORI. Well, maybe an hour or so.

Mr. TAVENNER. Do you remember whether that subject involved some book or pamphlet?

Mr. MORI. I think it was a book.

Mr. TAVENNER. Was it one of the books which had been sold to you?

Mr. MORI. I didn't get any book.

Mr. TAVENNER. You didn't get any book. Well, was it about one of the pamphlets that you purchased? In other words, I want to know whether Mr. Oka was talking about matter contained in one of these pamphlets like you got.

Mr. MORI. No; I am pretty sure it was in the—from one of those books.

Mr. TAVENNER. One of the books?

Mr. MORI. That's right, because when I attended these meetings, there wasn't enough books to go around, and we had to buy those books, and then I didn't get any.

Mr. TAVENNER. Can you recall at this time anything about the book which Mr. Wilfred Oka was making the subject of his hour talk?

Mr. MORI. Not on Mr. Oka's discussions, no.

Mr. TAVENNER. How many of these meetings did Mr. Wilfred Oka attend when you were present?

Mr. MORI. Just once.

Mr. TAVENNER. Can you recall the names of any other people that you have not already mentioned who attended these meetings?

Mr. MORI. Oh, in the first group in Punui there was Rachel Saiki and a Chinese boy. His name is Willis Leong or something.

Mr. TAVENNER. Willis? His first name was Willis?

Mr. MORI. Willis. Had a hair lip, that's why I recognized him.

Mr. TAVENNER. Now you started to give us his last name.

Mr. MORI. Willis Leong, I am pretty sure.

Mr. TAVENNER. Could it have been Wong [spelling] W-o-n-g?

Mr. MORI. Leong, I am pretty sure.

Mr. TAVENNER. Can you recall the names of any other persons? Just take your time and try to remember.

Mr. MORI. I can't recall it just now.

Mr. TAVENNER. Do you know a man by the name of Abe?

Mr. MORI. Oh, yes. He was a short fellow. I don't know his first name. Maybe it was Kaoru or something like that. He and his Mrs., a white woman, Mrs., I believe.

Mr. TAVENNER. Did they attend these meetings? Is that what you mean to say?

Mr. MORI. Yes.

Mr. TAVENNER. Where were these meetings held?

Mr. MORI. In Makiki.

Mr. TAVENNER. Do you know in whose home?

Mr. MORI. They told me it was Jeanette Nakama's home.

Mr. TAVENNER. Was Jeanette Nakama at the meetings?

Mr. MORI. Yes.

Mr. TAVENNER. And the person by the name of Wilfred Oka, who attended this one meeting which you spoke of, and conducted the meeting, that is, the discussion group, do you know what his present position is?

Mr. MORI. Yes, sir.

Mr. TAVENNER. What is it?

Mr. MORI. He is the secretary of the county committee of the Democratic Party.

Mr. TAVENNER. Did he hold that position at that time?

Mr. MORI. I am not sure of that.

Mr. TAVENNER. Can you tell us, or will you tell us, as nearly as you can, when that meeting was held, which was attended by Wilfred Oka?

Mr. MORI. You mean the date or—

Mr. TAVENNER. The month or the week, if you can, and the year.

Mr. MORI. Maybe it was in the latter part of 1946.

Mr. TAVENNER. The latter part of 1946. Can you fix it more definitely than that?

Mr. MORI. Well, I can't very well, because, you see, I have attended just five or six meetings at the most, and it was in a period of 6 or 7 months.

Mr. TAVENNER. Do you know a person by the name of Mrs. Kensing?

Mr. MORI. Yes; that is the name that I couldn't recollect, and she is an elderly woman that I met—I seen her once.

Mr. TAVENNER. Where did you see her?

Mr. MORI. At the Makiki meeting.

Mr. TAVENNER. At one of these meetings?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Do you recall her first name? Do you know her first name.

Mr. MORI. I don't know. I can't recollect right now.

Mr. TAVENNER. Do you know Mr. Harry Kuhia, Jr.

Mr. MORI. Yes, sir.

Mr. TAVENNER. Did he attend any of these meetings?

Mr. MORI. Yes, sir.

Mr. TAVENNER. This was the same group that Mr. Kuhia belonged to?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Were you ever given a Communist Party card?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Tell us about that.

Mr. MORI. After attending the meetings, 5 or 6 meetings all told, I was delivered a Communist card, and it was delivered by Koichi Imori. I looked at the card, I looked at him, I stuck it in the drawer, and when he left I burned the card up.

Mr. TAVENNER. Did you say that after he left you burned the card?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Now what did Koichi Imori tell you when he gave you the card?

Mr. MORI. He didn't say anything.

Mr. TAVENNER. While you were attending these meetings, were you asked to subscribe to any publication or newspaper.

Mr. MORI. Yes, sir.

Mr. TAVENNER. Tell us about that.

Mr. MORI. Well, Koichi Imori told us—told me to subscribe for one of these papers from the mainland. I think it was the People's—People's World or something like that.

Mr. TAVENNER. The Peoples Daily World.

Mr. MORI. Yes; something like that. I guess it was that, and it cost \$17.50 a year. And I paid half of it. But I didn't have a chance to read it, because my wife used to throw it in the crap can.

Mr. TAVENNER. Your wife would destroy the papers?

Mr. MORI. Yes.

Mr. TAVENNER. Before you had a chance to read it?

Mr. MORI. When I say "Crap can," it is the garbage can. Don't take it the other way.

Mr. TAVENNER. Speak a little louder, please. The members of the committee cannot quite hear you. Was this a daily paper?

Mr. MORI. I guess it was a daily paper.

Mr. TAVENNER. Did you know at the time that it was an official paper of the Communist Party, published in California?

Mr. MORI. Nobody told me about it.

Mr. TAVENNER. But you were told to subscribe to it—

Mr. MORI. That's right.

Mr. TAVENNER (continuing) : By Koichi Imori?

Mr. MORI. Yes, sir.

Mr. TAVENNER. How long did you take the paper?

Mr. MORI. Well, the paper used to come down to the house, and I didn't have a chance to read it, as I stated before a little while ago. And we got a bill to pay the second installment, but we never did pay it, and my wife got mad about it and wrote a letter that they have nothing to do with them.

MR. TAVENNER. Well, was your wife mad about it because she thought you were spending money that you shouldn't spend or what was her reason?

MR. MORI. Her reason all the time, I could say right now that I felt the same way, she felt that everything, every meeting that I attended, was so secretive and I had—I was not supposed to tell her where I was going. All I had to say was to attend a meeting, but at the time and today on 24-hour call from the shop, and I had to leave a message wherever I am, I go, so I am on the other end of the string all the time, so they know where I am at, and she told me right from the start that she didn't like the meetings that I am attending on and off that are so secretive.

MR. TAVENNER. Why did you burn the Communist Party card that had been given you by Koichi Imori?

MR. MORI. Because he didn't tell me the true facts. He didn't tell me until I have—after I have attended 5 or 6 meetings.

MR. TAVENNER. He didn't tell you what?

MR. MORI. That it was a Communist meeting. And I would further state even today that he never did admit to me that he is a Communist, and I used to call him a Communist all the time he was trying to—while he was coming down to talk to me I used to call him a Communist, not knowing he was a Communist, after all this evidence.

MR. TAVENNER. Did you pay anything for the Communist Party card?

MR. MORI. Yes; I did.

MR. TAVENNER. How much?

MR. MORI. \$2.

MR. TAVENNER. Did you make monthly payments while you were attending these meetings?

MR. MORI. They got it when they catch me.

MR. TAVENNER. They got it when they caught you?

MR. MORI. That's right.

MR. TAVENNER. How often did they catch you?

MR. MORI. Well, when I attended the meetings. They got me when I attended those meetings.

MR. TAVENNER. Who caught you?

MR. MORI. Well, they told me to pay, so I paid.

MR. TAVENNER. Whom did you pay it to?

MR. MORI. I think it was Jeannette Nakama or Mrs. Fujimoto; I don't know who. One of the two, I guess.

MR. TAVENNER. You are not real certain which of the two—

MR. MORI. No.

MR. TAVENNER (continuing). You paid it to?

MR. MORI. No.

MR. TAVENNER. But you know you paid monthly dues?

MR. MORI. That's right.

MR. TAVENNER. And how much were those monthly dues?

MR. MORI. \$2.

MR. TAVENNER. Did they tell you how the dues were assessed, as to why you paid \$2?

MR. MORI. Yes.

MR. TAVENNER. Whether that was the same amount that others had to pay?

Mr. MORI. No; they told me that there is a different arrangement on dues. There is a certain graduation and over so much a month you pay a maximum of \$2.

Mr. TAVENNER. And what about under so much?

Mr. MORI. I understand they paid as low as 5 or 10 cents, I guess.

Mr. TAVENNER. But you were in the higher bracket, weren't you?

Mr. MORI. Yes.

Mr. TAVENNER. \$2. You mentioned the name of James Freeman in the early part of your testimony.

Mr. MORI. Yes, sir.

Mr. TAVENNER. Did you attend any meeting at which he was present?

Mr. MORI. Yes, sir. In one meeting Koichi Imori told me that—just before the meeting, anyway—that he is going to organize an A. F. of L. group at Mr. Freeman's home.

Mr. TAVENNER. Koichi Imori told you that they were going to organize what?

Mr. MORI. An A. F. of L. group.

Mr. TAVENNER. An A. F. of L. group where?

Mr. MORI. At—well, I guess at Mr. Freeman's home, because we went there once.

Mr. TAVENNER. Now, an A. F. of L. group of what party? What did he mean by forming an A. F. of L. group? The A. F. of L. local was already in existence, wasn't it?

Mr. MORI. Yes, sir; but the way he told me was that this would be an educational group, to educate those boys.

Mr. TAVENNER. In other words, Mr. Koichi Imori and Mr. Freeman were going to educate the A. F. of L.?

Mr. MORI. That's right; a certain group.

Mr. TAVENNER. And then they held a meeting, you say, at Mr. Freeman's?

Mr. MORI. Yes.

Mr. TAVENNER. How did they decide they were going to educate the A. F. of L.?

Mr. MORI. Well, I didn't get much of it, because I was sitting on the side. I didn't get anything out of it.

Mr. TAVENNER. Now who else was present at that meeting?

Mr. MORI. Harry Kuhia, Jr., at that time.

Mr. TAVENNER. Harry Kuhia, Jr.

Mr. MORI. Yes, sir.

Mr. TAVENNER. Can you recall the names of any others?

Mr. MORI. Mr. Freeman was there, and Koichi Imori was there, and Mrs. Freeman and I can't recall anybody else right now, but at that time one—a fellow dropped in. I don't know who he was. I don't know even today. I don't know who he is.

Mr. TAVENNER. You say you do not know who he is?

(Nodding negatively.)

Mr. TAVENNER. All right. Was Mr. Koichi Imori at that time an office holder in a local union of the A. F. of L., or otherwise employed by a local union of the A. F. of L.?

Mr. MORI. If I am not mistaken—I might be wrong on this—but he might have been a member organizer for the machinists' union or he might have been on the latter part, might have been business agent for 904 teamsters.

Mr. TAVENNER. Well, as far as you know, were Mr. Koichi Imori and Mr. Freeman successful in their attempt to educate the A. F. of L.—

Mr. MORI. I doubt—

Mr. TAVENNER. According to the plans that they were trying to make?

Mr. MORI. I doubt it, because I never heard anything about it.

Mr. TAVENNER. Now, when I was asking you about the names of persons who attended the Makiki group—

Mr. MORI. Yes.

Mr. TAVENNER. Which you attended, you mentioned the name of a man whose first name was Willis, but you appeared to be uncertain as to his last name.

Mr. MORI. Oh, that was on the Puunui group.

Mr. TAVENNER. The Puunui group?

Mr. MORI. The first meeting that I attended.

Mr. TAVENNER. Now, do you recall that his first name was Willis?

Mr. MORI. I won't say I am positive on that, but it is Willis Leong or Wong.

Mr. TAVENNER. Willis Leong or Wong?

Mr. MORI. Leong or Wong. Willis.

Mr. TAVENNER. Well, now, tell us more about that individual. Do you know how he was employed at that time?

Mr. MORI. No, sir. The only thing I know is by his physical defect on his lip.

Mr. TAVENNER. The physical defect on his lip?

Mr. MORI. That's right.

Mr. TAVENNER. What do you mean by a physical defect?

Mr. MORI. He had a harelip or what you call it.

Mr. TAVENNER. A harelip?

Mr. MORI. That's right.

Mr. TAVENNER. Have you ever seen him since?

Mr. MORI. No, sir.

Mr. TAVENNER. Now did you continue to attend meetings after you were given a Communist Party card and after you burned up the card?

Mr. MORI. No, sir; not at all.

Mr. TAVENNER. You did not go to any more meetings?

(Nods negatively.)

Mr. TAVENNER. Well, did you stay in the Communist Party or did you get out, or what did you do?

Mr. MORI. I told Harry Kuhia one time when he dropped in that I burned the card up, to tell the boys that I am not going to attend any more meetings.

Mr. TAVENNER. You told Mr. Kuhia that you were not going to attend any more meetings and for him to tell the rest of them?

Mr. MORI. Yes, sir.

Mr. TAVENNER. All right. Then what did he say to you?

Mr. MORI. He didn't say anything.

Mr. TAVENNER. And what did you do?

Mr. MORI. I just didn't do anything until the attorney general of the Territory called our sales manager about concerning myself, that he wanted to see me, so I came down and saw the attorney general

at that time, and then when I went back I called up the FBI and made an appointment with Mr. Doyle at that time that I wanted to talk to him, and since then I have contacted the FBI quite a number of times, and I feel now that my conscience has been clear at all times. I feel that I have tried to help the FBI as much as I could. I give them all the pamphlets what I got, what I could pick up around the shop.

Mr. TAVENNER. In order that your conscience might be clear, you have made a clean breast of all your connections with the Communist Party?

Mr. MORI. Yes, sir.

Mr. TAVENNER. And you did that when? When was it that you did that?

Mr. MORI. Well, sometime in 1947.

Mr. TAVENNER. Back in 1947?

Mr. MORI. Yes.

Mr. TAVENNER. Well, did you give the Communist Party any writing to show that you were getting out of the party?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Well, tell us about that.

Mr. MORI. Well, in order to run for office in the Territory, in the AFL union, you have to sign an affidavit that you am not, and has not been a member of the Communist Party, and I talked to Mr. Arthur Rutledge concerning my case, and I talked to him before on a lot of times, and he told me if I had attended meetings "you are a Communist," and I said, "I am not," and how to come out of there, and he said he will help me out, and draft a letter to Koichi Imori about my resignation.

Mr. TAVENNER. And did you do that?

Mr. MORI. Yes; with the help of Mr. Berman; Ed. Berman. With the return receipt requested.

Mr. TAVENNER. Do you have a copy of the letter which you sent in?

Mr. MORI. No, sir.

Mr. TAVENNER. To Koichi Imori?

Mr. MORI. No, sir; I looked all over the place, and the stenographer that took the letter is not here any more, and I looked over the files, and, three or four times, with this office clerk, and I could not find any copy of it.

Mr. TAVENNER. And you have been unable to find a copy of your letter?

Mr. MORI. No.

Mr. TAVENNER. But I understand you to say that you sent out the letter with the return receipt requested.

Mr. MORI. Yes, sir.

Mr. TAVENNER. In other words, you sent it by registered mail?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Well, did you get a return receipt?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Do you have it?

Mr. MORI. Yes, sir.

Mr. TAVENNER. Will you let me see it?

(Mr. Mori hands paper to Mr. Tavenner.)

Mr. TAVENNER. Now this is the return receipt of the Post Office Department, dated—bearing date November 28, 1947, Honolulu, Ha-

waii, which bears the following information: Return to M. Mori, 2664 Rooke Avenue; Registered Article No. 10274. On the reverse side there is what is called a Return Receipt, which reads as follows:

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this card, in the name of the addressee, Koichi Imori. Signature of authorized agent, M. Sera. Date of delivery, November 26, 1947.

Mr. TAVENNER. Who is M. Sera?

Mr. MORI. I don't know. I have never seen her.

Mr. TAVENNER. You don't know who she is?

Mr. MORI. No, sir.

Mr. TAVENNER. And she signed this as agent for—as the card says. I desire to offer this card in evidence, and mark it "Exhibit Mori No. 1."

Mr. WALTER. Without objection, it will be received.<sup>2</sup>

Mr. TAVENNER. Mr. Chairman, we have a photostatic copy of this card, which I would like to substitute for the original, and return the original to the owner. I have no further questions, Mr. Chairman.

Mr. WALTER. Mr. McSweeney.

Mr. McSWEENEY. When did you definitely recognize and know, when you received the Communist card, and you were first notified to attend, that you belonged to the Communist Party?

Mr. MORI. When I got my card, the Communist card, which says "Communist Party."

Mr. McSWEENEY. That was the first evidence you had?

Mr. MORI. Yes, sir.

Mr. McSWEENEY. Thanks.

(Witness excused.)

Mr. TAVENNER. Mr. Wilfred Oka.

Mr. WALTER. Will you raise your right hand, please?

Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you, God?

Mr. OKA. I do.

#### TESTIMONY OF WILFRED OKA

Mr. TAVENNER. You are Mr. Wilfred Oka?

Mr. OKA. Yes, sir.

Mr. TAVENNER. Are you represented here by counsel?

Mr. OKA. Yes, sir.

Mr. TAVENNER. Will counsel identify herself for the record.

Mrs. BOUSLOG. I would like my name, Harriet Bouslog, to be entered as counsel for Wilfred Oka, and at this time I would like to file with the committee a motion to quash the service of subpena upon Mr. Oka, for the reasons stated thereon.

Mr. WALTER. These are the same grounds?

Mrs. BOUSLOG. These are, Mr. Committee Members, and I would like and urge the committee members to consider the grounds stated in the motion.

Mr. WALTER. It will be received for the purpose of the record.

<sup>2</sup> Retained in files of the committee.

(The matters referred to is as follows:)

BEFORE THE COMMITTEE ON UN-AMERICAN ACTIVITIES OF THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES

MOTION TO SQUASH SERVICE OF SUBPENA

(By Wilfred Oka)

Now comes the witness above named by his attorney and moves to quash the service of the subpoena directing the witness to appear before the Committee on Un-American Activities of the House of Representatives of the United States on April 13, 1950, in the Senate Chamber, Iolani Palace, at the hour of 9:30 a. m., upon the following grounds:

I

The committee's utilization of congressional power, as an agency of government, to compel disclosure of private political opinion and association is forbidden in that—

a. It interferes with, obstructs, coerces, and abridges the exercise of the rights and duties of political expression through speech, assembly, association, and petition, in contravention of the first amendment to the Constitution of the United States.

b. It deprives the witness of the right to privacy and silence in such matters in contravention of the fourth and fifth amendments to the Constitution of the United States.

c. It interferes with, obstructs, coerces, and abridges the exercise of the governmental powers reserved to the people of the United States in contravention of the ninth and tenth amendments to the Constitution of the United States.

II

The statute creating the House Committee on Un-American Activities on its face and particularly as construed and applied is unconstitutional in that—

a. It permits investigation of, and as construed and applied has been used to investigate, the content of speech and ideas, an area in which no legislation is possible, thereby exceeding the boundaries of legislative power under article I of the Constitution of the United States.

b. It permits the process of investigation to be used, and as generally construed and applied it has been used, to expose and stigmatize the content of any and all speech and ideas disapproved by the members of the committee, thereby impeding and placing a burden upon free thought, speech and association in violation of the first, ninth, and tenth amendments to the Constitution of the United States.

c. It deprives witnesses of property rights without due process of law in contravention of the fifth and fourteenth amendments to the Constitution of the United States.

d. It seeks to compel witnesses to testify against themselves in contravention of the fifth amendment to the Constitution of the United States. Wherefore the witness prays that this motion to quash said subpoena be granted.

Dated: Honolulu, T. H., this 13th day of April 1950.

HARRIET BOUSLOG, *Attorney for Witness.*

Mr. TAVENNER. Where do you reside, Mr. Oka?

Mr. Oka. 1151-A Sixteenth Avenue.

Mr. TAVENNER. In Honolulu?

Mr. Oka. Yes, sir; In Honolulu.

Mr. TAVENNER. When and where were you born?

Mr. Oka. I was born in Honolulu, November 11, 1911.

Mr. TAVENNER. I am certain the members of the committee are not able to hear you. Will you speak a little louder, please.

Mr. Oka. November 11, 1911.

Mr. TAVENNER. Is there something wrong with the microphone. Try again. When and where were you born?

Mr. OKA. Honolulu.

Mr. TAVENNER. Will you tell the committee what your present occupation is?

Mr. OKA. Liquor salesman.

Mr. TAVENNER. I cannot hear you. Will you state it again?

Mr. OKA. Liquor salesman.

Mr. TAVENNER. Liquor salesman. Do you hold any official position of any character within the Democratic Party?

Mr. OKA. I do.

Mr. TAVENNER. What is that position?

Mr. OKA. Secretary of the Oahu County committee, Democratic Party of Hawaii.

Mr. TAVENNER. When you state you are secretary of the County Committee of Oahu County, does that include the entire island of Oahu, or not?

Mr. OKA. Yes; it does.

Mr. TAVENNER. When were you elected, or appointed to that position?

Mr. OKA. I was elected by the Oahu County committee, which is composed of approximately 72 persons on the island of Oahu. They represent people from all racial groups, all classes, all different occupations, and that happened approximately 2 weeks after the convention of the Democratic Party, which occurred in 1948, if I remember right; I think it is approximately in April or May; I am not positive about the date.

Mr. TAVENNER. As secretary of the county committee, would you tell this committee whether Jack Kawano is president of the twenty-sixth precinct of the fourth district?

Mr. OKA. He is the president of the twenty-sixth precinct of the fourth district.

Mr. TAVENNER. When was he elected to that position?

Mr. OKA. He was elected to that position in 1948. I think it was in the month of April, and then, subsequently, he was elected—I cannot remember what happened the last time.

Mr. TAVENNER. Do you know whether Ben Kaahawinui was elected convention delegate from the nineteenth precinct of the fifth district in 1948, or any other date?

Mr. OKA. I will not be positive about that. I cannot say positively that he was elected in 1948.

Mr. TAVENNER. Well, was he a convention delegate?

Mr. OKA. I cannot say positively whether he was an official delegate or not. He may have been an observer, or a spectator.

Mr. TAVENNER. What convention are you speaking of?

Mr. OKA. I am speaking of the 1948 Democratic Party convention that was held at the McKinley High School.

Mr. TAVENNER. You are unable to state whether the person mentioned held an official position as a delegate in that convention?

Mr. OKA. Yes. May I explain the reason why?

Mr. TAVENNER. Yes.

Mr. OKA. Approximately 500 to 600 delegates, and I cannot remember them all.

Mr. TAVENNER. That's right, but I have only asked you about two so far.

May I ask you whether Denichi Kimoto was the treasurer of the nineteenth precinct of district 5 of the Democratic Party?

Mr. OKA. I am not positive about that.

Mr. TAVENNER. Well, do you say that you do not know whether he was or not?

Mr. OKA. Mr. Chairman, there was approximately 6 or 7 officers in each precinct, and there are approximately 72 precincts.

Mr. TAVENNER. Well, you know Denichi Kimoto, do you not?

Mrs. BOUSLOG. I advise my client not to answer the question.

Mr. WALTER. What is your answer?

Mr. OKA. Mr. Chairman, on the advice of my counsel, I refuse to answer that question, on the ground it might incriminate me.

Mr. WALTER. Why do you think it might incriminate you to admit knowing the individual named?

Mr. OKA. I have been advised of my legal rights by my attorney.

Mr. WALTER. When a question is innocent on its face, then it is incumbent on the witness to show wherein it might incriminate him to answer it. I think that is almost verbatim what the court held in *United States v. Weissman* (C. P. A. 1940). Do you still make the same answer?

Mr. OKA. Yes; I do.

Mr. TAVENNER. In other words, Mr. Oka, you decline to testify as to whether you know a person who is alleged to be in a precinct, a precinct officer in the party of which you are the secretary; is that the position you take?

Mr. OKA. Yes; I refuse to answer the question.

Mr. TAVENNER. Is Ruth Ozaki the secretary of the second precinct of the fourth district?

Mr. OKA. In 1948 she may have been, but about 1950 I do not know.

Mr. TAVENNER. Do you know whether Ruth Ozaki was a convention delegate to the Democratic convention in 1948, from the second precinct of the fourth district?

Mr. OKA. She may have been, but I am not positive.

Mr. TAVENNER. Do you know whether Doris Ozaki was likewise a convention delegate?

Mr. OKA. She could have been.

Mr. TAVENNER. Are you acquainted with Ruth Ozaki, and Doris Ozaki?

Mr. OKA. I refuse to answer the question, on the advice of my counsel, because it might incriminate me.

Mr. TAVENNER. Will you state whether or not Hideo Okada was named president, or elected president of the ninth precinct of the fifth district in 1948, or any other time?

Mr. OKA. I think he was.

Mr. TAVENNER. Well, as county committeeman, don't you know whether he was or not?

Mr. OKA. I think he was president in 1948, but 1950 I don't know.

Mr. TAVENNER. You don't know?

Mr. OKA. No.

Mr. TAVENNER. But you think he was in 1948? In 1948 was there a county committeeman from the ninth precinct of the fifth district by the name of Tadashi Ogawa?

Mr. OKA. Yes.

Mr. TAVENNER. Do you know him?

Mr. OKA. Yes.

Mr. TAVENNER. Was Ernest Arena the president of precinct No. 6 of district 4, in 1948?

Mr. OKA. Will you kindly repeat that question, please?

Mr. TAVENNER. Was Ernest Arena the president of precinct No. 6, in district 4 of the Democratic Party, in 1948?

Mr. OKA. What year are you referring to?

Mr. TAVENNER. 1948.

Mr. OKA. 1948. I think he was president up to 1948-49.

Mr. TAVENNER. Was he also county committeeman from that precinct, of the same committee of which you were then and now are the secretary?

Mr. OKA. I don't remember positively.

Mr. TAVENNER. You don't remember whether he was the committeeman on your committee?

Mr. OKA. No.

Mr. TAVENNER. Was he a convention delegate to the 1948 convention of the Democratic Party, from precinct 6 of district 4?

Mr. OKA. I think he was.

Mr. TAVENNER. When you say you think he was, do you mean to your best knowledge and belief that he was?

Mr. OKA. Yes.

Mr. TAVENNER. Was Jack Hall also a convention delegate from precinct 6 of district 4 to the Democratic convention in 1948?

Mr. OKA. I think he was.

Mr. TAVENNER. Then, according to your best knowledge and belief he was?

Mr. OKA. That's right.

Mr. TAVENNER. Do you know Jack Hall?

Mr. OKA. I refuse to answer the question on the advice of my counsel, on the ground of incrimination.

Mr. TAVENNER. On what ground?

Mr. OKA. On the ground that it might incriminate me.

Mr. WALTER. Why do you think it might incriminate you to answer a question as to whether or not you know Jack Hall?

Mr. OKA. On the advice of my attorney.

Mr. WALTER. What do you know about Jack Hall that makes you feel that to admit knowing him might incriminate you?

Mr. OKA. On the basis that he has been listed in various reports.

Mr. WALTER. Listed as what?

Mr. OKA. As a radical.

Mr. TAVENNER. Now, do you know Ernest Arena?

Mr. OKA. I refuse to answer the question, on the advice of my counsel, that it might tend to incriminate me.

Mr. TAVENNER. Was Ralph Vossbrink a member, a delegate rather, to the Democratic convention held in 1948, from the eighth precinct of the fourth district?

Mr. OKA. That I do not know.

Mr. TAVENNER. Do you know—

Mr. OKA. Mr. Chairman, I would like to explain that this is a Territorial matter, and I do not know all these little details that goes on at the convention; that is a matter for a central committee.

Mr. WALTER. Well, it is not just a matter of little details. It is just a plain single question of whether you know these persons were members of the convention.

Mr. TAVENNER. Now, do you know Ralph Vossbrink?

Mr. OKA. I refuse to answer the question, on the advice of my attorney that it might tend to incriminate me.

Mr. TAVENNER. Was Mr. Robert Greene vice president in 1948 or any other time, of precinct 10, district 4, of the Democratic Party?

Mr. OKA. I don't remember positively.

Mr. TAVENNER. Explain your answer.

Mr. OKA. There were so many officers, I can't remember what particular position they held.

Mr. TAVENNER. Well, was he an officer of that precinct? You know that, don't you?

Mr. OKA. I don't remember positively.

Mr. TAVENNER. Do you know Robert Greene?

Mr. OKA. Mr. Chairman, I refuse to answer the question, on the basis of the advice of my counsel that it might tend to incriminate me.

Mr. TAVENNER. Was Marshal L. McEuen delegate to the forty-eighth convention of the Democratic Party from the tenth precinct or the fourth district?

Mr. OKA. I think he was.

Mr. TAVENNER. That is according to your best knowledge and belief, he was?

Mr. OKA. That's right.

Mr. TAVENNER. Do you know Marshal L. McEuen personally?

Mr. OKA. Mr. Chairman, I refuse to answer the question, on the advice of my counsel that it might tend to incriminate me.

Mr. TAVENNER. Were you, in 1948, president of the twelfth precinct of the fourth district?

Mr. OKA. Yes.

Mr. TAVENNER. Are you, or do you still hold that position?

Mr. OKA. No, sir.

Mr. TAVENNER. How long did you hold that position?

Mr. OKA. I held it for approximately 2 years.

Mr. TAVENNER. When were you first elected to that office?

Mr. OKA. About approximately April of 1948.

Mr. TAVENNER. Are you, or were you also county committeeman from that same precinct?

Mr. OKA. Yes.

Mr. TAVENNER. Are you still county committeeman?

Mr. OKA. Yes.

Mr. TAVENNER. And were you also a convention delegate to the convention, the Democratic convention in 1948? From this same precinct?

Mr. OKA. Yes.

Mr. TAVENNER. Was Edward Hong secretary of the fourteenth precinct of the fourth district of the Democratic Party in 1948?

Mr. OKA. I don't remember.

Mr. TAVENNER. Was he also treasurer of that precinct?

Mr. OKA. I don't remember.

Mr. TAVENNER. Do you recall whether he was county committeeman along with you in 1948?

Mr. OKA. I don't remember.

Mr. TAVENNER. Was he also a delegate to the convention along with you?

Mr. OKA. I am not positive about that, sir.

Mr. TAVENNER. Do you know him?

Mr. OKA. Mr. Chairman, on the advice of my counsel, I refuse to answer the question, because it might tend to incriminate me.

Mr. TAVENNER. Was Levi Kealoha vice president of the sixtieth precinct, district No. 4?

Mr. OKA. Yes.

Mr. TAVENNER. During what period of time?

Mr. OKA. I think approximately 2 years.

Mr. TAVENNER. Beginning when?

Mr. OKA. Approximately April 1948.

Mr. TAVENNER. Does he still hold that office?

Mr. OKA. I am not positive about that, because I don't know the total results of the elections that were held.

Mr. TAVENNER. When?

Mr. OKA. It was held sometime last week.

Mr. TAVENNER. Do you know whether Adele Kensinger was the treasurer of this precinct, the sixteenth precinct of the fourth district?

Mr. OKA. I don't remember.

Mr. TAVENNER. Do you know whether Levi Kealoha was a convention delegate to the 1948 convention of the Democratic Party?

Mr. OKA. I think he was.

Mr. TAVENNER. And whether or not Adele Kensinger was also a convention delegate?

Mr. OKA. I don't know.

Mr. TAVENNER. I asked you awhile ago if Jack Kawano was president of the twenty-sixth precinct of district 4, and I would like to ask you whether he was delegate to the Democratic convention in 1948?

Mr. OKA. I think he was.

Mr. TAVENNER. That is, according to your best knowledge and belief, he was?

Mr. OKA. I said "Yes."

Mr. TAVENNER. You nod your head, that does not reflect in the record. So, if you will answer, please.

Was Rachel Saiki secretary of precinct 31 of the fourth district?

Mr. OKA. She may have been some kind of an officer, but I don't remember exactly what particular office.

Mr. TAVENNER. Was she also county committeewoman from that precinct?

Mr. OKA. I think she was.

Mr. TAVENNER. And also a delegate to the 1948 convention?

Mr. OKA. I think she was.

Mr. TAVENNER. Was Yukio Abe secretary of the thirty-fifth precinct of the fourth district?

Mr. OKA. I don't know. I don't remember.

Mr. TAVENNER. Do you know Yukio Abe?

Mr. OKA. Mr. Chairman, on the advice of my counsel, I refuse to answer the question, on the ground that it might incriminate me.

Mr. TAVENNER. Was Douglas Inouye president of the fifteenth precinct of the fifth district?

Mrs. BOUSLOG. Would you hold the question just a minute, please?  
(Counsel confers with the witness.)

Mr. OKA. In order to help the matter here, I would be glad to go and get the records of the list of officers. I cannot remember every detail.

Mr. WALTER. So I understand. Well, testify to the best of your recollection. I realize, of course, that it is difficult to remember. But, testify to the best of your recollection, and if we decide that we want you to look up the records, we will advise you.

Mr. TAVENNER. My last question was this: Was Douglas Inouye president of the fifteenth precinct of the fifth district?

Mr. OKA. I think he was.

Mr. TAVENNER. Was he also county committeeman from that precinct?

Mr. OKA. I think he was.

Mr. TAVENNER. I asked you earlier in your testimony as to whether Denichi Kimoto was treasurer of the nineteenth precinct of the fifth district. I would like to now ask you whether he was a convention delegate from that precinct to the Democratic convention in 1948?

Mr. OKA. I am not positive, I don't know.

Mr. TAVENNER. Was Yoshito Marumo vice president of the twenty-first precinct, fifth district of the Democratic Party?

Mr. OKA. I don't know, sir.

Mr. TAVENNER. Do you recall whether he was a convention delegate?

Mr. OKA. No; I do not.

Mr. TAVENNER. Do you know whether Fred Kamahoahoa was president of the twenty-second precinct of the fifth district?

Mr. OKA. What year are you referring to?

Mr. TAVENNER. I cannot hear you.

Mr. OKA. What year are you referring to?

Mr. TAVENNER. 1948.

Mr. OKA. I think he was.

Mr. TAVENNER. That is according to your best knowledge and belief?

Mr. OKA. Yes.

Mr. TAVENNER. Was he also county committeeman at the same time?

Mr. OKA. I think he was.

Mr. TAVENNER. Was he also a delegate to the 1948 convention of the Democratic Party?

Mr. OKA. I think he was.

Mr. TAVENNER. Mr. Oka, are you now, or have you ever been a member of the Communist Party?

(Witness confers with counsel.)

Mr. OKA. Mr. Chairman, I refuse to answer the question, on the advice of my attorney, in that it might tend to incriminate me, under the first amendment of the Constitution.

Mr. WALTER. The first, or the fourth?

Mr. OKA. I refuse to answer the first question.

Mr. WALTER. Do you think it will incriminate you to tell me which section of the Constitution would be violated by your answer?

(Witness confers with counsel.)

Mr. OKA. Under the first amendment, and also under the fifth, free speech and free thought.

Mr. WALTER. We cannot hear you.

Mr. OKA. Under the fifth amendment about free speech and free thought, the fifth amendment of the Constitution of the United States.

Mr. TAVENNER. We still cannot hear you.

Mr. WALTER. Well, I think the witness has answered the question.

I would like to ask you some questions as to the business engaged in at the forty-eighth convention.

Mr. OKA. The business of writing a plank of the Democratic Party of Hawaii.

Mr. WALTER. Any other business?

Mr. OKA. There was other business, such as the election of the central committeemen, the election of the national committeemen, and committeewomen, and other matters that would help to keep the Democratic Party going for the next 2 years.

Mr. WALTER. Was any position taken with respect to the candidacy for the President of the United States?

Mr. OKA. I don't remember positively, sir.

Mr. WALTER. Did you elect the delegates to the Democratic National Convention?

Mr. OKA. Yes.

Mr. WALTER. Who were those delegates pledged to?

Mr. OKA. I have no idea who they were pledged to, but so far as I know, I think it was President Truman.

Mr. WALTER. Did not that convention go on record as endorsing the candidacy of Henry Wallace?

Mr. OKA. No; I am positive it was Harry Truman.

Mr. WALTER. All right.

Mr. MOULDER. May I ask a question?

Mr. WALTER. Yes.

Mr. MOULDER. You were not secretary of that convention?

Mr. OKA. Positively not.

Mr. MOULDER. You have no records of the names of delegates or the officers of that convention, do you?

Mr. OKA. The central committee of the Democratic Party of Hawaii keeps all those records. I am only secretary of this particular county, sir.

Mr. MOULDER. The only record you would have would be pertaining to your own county?

Mr. OKA. That is right.

Mr. WALTER. Is that the committee that expelled Mr. Kageyama?

Mr. OKA. My committee?

Mr. WALTER. The committee that you were secretary of?

Mr. OKA. No; my committee is only the county committee, the Oahu County committee, which is only—I mean the committee of this particular county.

Mr. WALTER. Are you on the committee that expelled him?

Mr. OKA. No.

Mr. WALTER. Thank you very much. Any further questions?

Mr. TAVENNER. No.

Mr. WALTER. The witness is excused. The subcommittee will take a 5-minute recess. Just a minute.

(Mr. Walter confers with Mr. Tavenner, examining counsel; at the conclusion of the conference, the subcommittee recessed.)

(Upon reconvening, subsequent to the recess:)

Mr. WALTER. The hearing will adjourn now and will reconvene at 1:30.

(Whereupon, the hearing was adjourned until 1:30 p. m., of the same day.)

AFTERNOON SESSION

(The hearing was resumed at 1:30 p. m., Representatives Francis E. Walter, Burr P. Harrison, John McSweeney, Morgan M. Moulder, and Harold H. Velde being present.)

Mr. WALTER. The subcommittee will come to order.

Mr. Tavenner, call your next witness.

Mr. TAVENNER. I would like to call Mr. Charles Fujimoto.

Mr. WALTER. Stand up, raise your right hand, please. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. FUJIMOTO. I do.

Mr. WALTER. Sit down.

TESTIMONY OF CHARLES FUJIMOTO

Mr. TAVENNER. You are Mr. Charles Fujimoto.

Mr. FUJIMOTO. Yes.

Mr. TAVENNER. What is your present address?

Mr. FUJIMOTO. 1526 Kaihee Street.

Mr. TAVENNER. When and where were you born?

Mr. FUJIMOTO. I was born on the island of Kauai.

Mr. TAVENNER. Are you represented here by counsel?

Mr. FUJIMOTO. Yes; I am.

Mr. TAVENNER. Will counsel—

Mr. FUJIMOTO. Mrs. Bouslog is my counsel.

Mr. TAVENNER. Will counsel please state her appearance for the purpose of the record.

Mrs. BOUSLOG. I would like my name, Harriet Bouslog, to be entered of record as appearing for Charles Fujimoto. And at this time I would like to file with the committee a motion to quash the service of the subpoena on Charles Fujimoto and I would like to ask that the grounds therein be considered by the committee.

Mr. WALTER. Let it be made a part of the record.<sup>3</sup>

Mrs. BOUSLOG. It is the same, Mr. Chairman.

Mr. TAVENNER. When and where were you born, Mr. Fujimoto?

Mr. FUJIMOTO. When I was born? On December 25, 1917, and I was born at Kapaa, Kauai, in the Hawaiian Islands.

Mr. TAVENNER. Will you tell the committee what positions you have held and what work you have done?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me.

Mr. WALTER. What was the question?

Mr. FUJIMOTO. And on the further ground that this committee is attempting to compel me to disclose what may or may not be my private political opinions and present beliefs, and on the further ground that the procedures of this committee in this hearing is a viola-

<sup>3</sup> Text of motion to quash service of subpoena by Charles Fujimoto is identical with the motion filed on behalf of Wilfred Oka by his attorney, Harriet Rouslog. See p. 1550.

## COMMUNIST ON THE AIR

# Fujimoto tells aims of Hawaiian party

Special to The Daily People's World

HONOLULU, Oct. 24—Charles K. Fujimoto, well-known young scientist, began his duties as the newly-elected chairman of the Communist party of Hawaii last week with a press conference which attracted wide attention.

The party, he told the nine reporters from leading Island dailies, will go on the air Friday, Oct. 29, on station KHON, Honolulu, in its first broadcast.

Fujimoto, who resigned his post as a soil chemist at the university to become the Communists' chairman, was quizzed for an hour on the aims and objectives of his party in the islands.

He said:

"Our immediate program is anti-war, anti-fascist, and working for the needs of the people. We are fighting for continued rent control, lower prices, unemployment compensation and such programs. We favor statehood."

The Communist party will not endorse candidates in the coming election, he said, but looks forward to running party members for office in the future.

Fujimoto explained he had decided to work publicly for the party because he "felt the people should be warned of the critical situation we are in, of the dangers of a third world war and the dangers of growing fascism within the country."

The young scientist also talked of his youth as the son of a plantation worker, his education and his gradual acceptance of Marxism.



CHARLES FUJIMOTO

FUJIMOTO  
EXHIBIT 1

tion of due process, and finally on the further ground that this committee is illegally constituted.

Mr. WALTER. Is legally constituted?

Mr. FUJIMOTO. Yes, sir.

(Laughter in the audience.)

Mr. FUJIMOTO. Illegally.

Mr. WALTER. Illegally?

Mr. FUJIMOTO. Yes, sir.

Mr. WALTER. What was the question?

Mr. TAVERNER. Read the question, Mr. Reporter.

(The question was read by the reporter.)

Mr. TAVERNER. Will you give the committee a brief review of your employment background or employment record?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already stated.

Mr. TAVERNER. Were you employed in any capacity, as a professor or teacher, in a local institution, educational institution?

Mr. FUJIMOTO. I have been employed by a local educational institution but not in the capacity of teacher or professor.

Mr. TAVERNER. What was the nature of your employment?

Mr. FUJIMOTO. I was research chemist.

Mr. TAVERNER. What was the institution at which you were employed?

Mr. FUJIMOTO. The Hawaii Agricultural Experiment Station, University of Hawaii.

Mr. TAVERNER. When did you take up your duties there?

Mr. FUJIMOTO. I believe it was in the summer of 1943.

Mr. TAVERNER. How long did you continue to serve that institution?

Mr. FUJIMOTO. I believe I served that institution for approximately 5 years.

Mr. TAVERNER. When did you resign, or did you resign?

Mr. FUJIMOTO. I resigned from the University of Hawaii, or the Agricultural Experiment Station, on October 15, 1948. I think that is the correct date.

Mr. TAVERNER. Mr. Fujimoto, I have before me a photostatic copy of the Monday, October 25, 1948, issue of the Daily People's World, the heading of which is—

#### COMMUNISTS ON THE AIR--FUJIMOTO TELLS AIMS OF HAWAIIAN PARTY

[Special to the Daily People's World]

HONOLULU, October 24.—Charles K. Fujimoto, well-known young scientist, began his duties as the newly elected chairman of the Communist Party of Hawaii last week with a press conference which attracted wide attention. The party, he told the nine reporters from the leading dailies, will go on the air Friday, October 29, on station KHON, Honolulu, in its first broadcast. Fujimoto, who resigned his post as a soil chemist at the university to become the Communist chairman, was quizzed for an hour on the aims and objects of his party in the islands. He said, "Our immediate program is antiwar and anti-Fascists and working for the needs of the people. We are fighting for continued rent control, lower rates, unemployment compensation, and such problems. We favor statehood. The Communist Party will not endorse candidates in the coming election, but looks forward to running party members for office in the future." Fujimoto explained he had decided to work publicly for the party because he felt the people should be warned of the critical situation we are in, of the dangers of the third world war, and the dangers of world fascism within the country. The young scientist also talked of his youth, as the son of a plantation worker, his education, and his gradual acceptance of Marxism.

Will you examine that article and state to the committee whether it constitutes a statement of fact, that is, whether the facts and matter stated therein are true?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already stated.

Mr. WALTER. Mr. Fujimoto, I notice that at the start of this article there is a picture. That is your picture, is it not?

Mr. FUJIMOTO. I refuse to answer on the same grounds.

(Laughter.)

Mr. WALTER. This is not as funny as you think it is.

Mr. TAVENNER. I desire to offer this photostatic copy in evidence and mark it Fujimoto No. 1.

Mrs. BOUSLOG. We object to the introduction of it.

Mr. WALTER. Let it be received.<sup>4</sup>

Mr. TAVENNER. I have before me, Mr. Fujimoto, a photostatic copy of the Thursday, October 21, 1948, edition of the Daily People's World, which has a heading across the top of the page "Famed Scientist Takes Hawaiian Communist Post. Special to the Daily People's World. Honolulu, Territory of Hawaii, October 20," which reads as follows:

Charles K. Fujimoto, 30, an outstanding research chemist, has announced publicly his acceptance of the chairmanship of the Communist Party of Hawaii. His action is the first open declaration of Communist Party activity in the history of the islands. At the same time, Fujimoto resigned his post with the department of agriculture, chemistry and soils, of the University of Hawaii. His resignation stressed the right of Communists to be employed at the university or in any other position and emphasized that the action was due to the full-time nature of his new responsibilities. In making public his acceptance of the new post through a letter to Dr. Donald Sherman, head of the department of agricultural chemistry at the university, Fujimoto declared that despite his continuing deep interest in science, he believes "by this action I can make my greatest contribution to the general welfare of the people of Hawaii." Fujimoto's first official act in his new post was to send the following wire to William Z. Foster, chairman of the Communist Party of the United States: "Wish success in your legal fight against outrageous charges. Will do our utmost to mobilize broadest mass support for dismissal of charges." Fujimoto, son of a Japanese sugar plantation worker, was born at Kapaa, on the island of Kauai. He was student body president at Kauai High School, from which he graduated in 1936. He received a bachelor of science degree from the University of Hawaii, 1943, and master of science degree in 1947. From 1943 until his resignation he worked at the University of Hawaii Agricultural Experiment Station. He has had several articles published in scientific journals on various aspects of soil chemistry in Hawaii. His letter of resignation to Dr. Sherman said further: "The Communist Party of the United States is contributing immeasurably toward the welfare of the American people and the people of the world. It is courageously and consistently fighting against the drive of the monopolists toward fascism and the third world war. Because of this unceasing struggle on behalf of the people, the Communist Party is subjected to constant attack. Because of these considerations," he concluded "I feel compelled to actively participate in the political struggle of the people to preserve the present peace won at so great a cost."

I will ask you to examine that issue of the People's Daily World and state whether or not the statements contained therein are true.

Mr. FUJIMOTO. Mr. Chairman, I refuse to answer the question for the reasons that I have already given.

Mr. TAVENNER. I desire to offer the photostatic copy in evidence and asked that it be marked "Fujimoto Exhibit No. 2."

Mr. WALTER. Let it be received.<sup>5</sup>

<sup>4</sup> See p. 1559.

<sup>5</sup> Retained in committee files.

Mr. TAVENNER. I notice, Mr. Fujimoto, that a telegram is quoted in this news article, in which it is alleged that you sent a telegram to William Z. Foster, chairman of the Communist Party of the United States, wishing success in his local fight against outrageous charges. What outrageous charges did you refer to, if any?

Mr. FUJIMOTO. I refuse to answer for the reasons that I have already given.

Mr. TAVENNER. Will you answer the question as to whether you sent such a wire or telegram to Foster?

Mr. FUJIMOTO. I refuse to answer the question for the same reason that I have already given.

Mr. TAVENNER. Were you not, in that telegram, referring to the charges which were finally brought to trial in the prosecution of the 11 Communist conspirators in New York?

Mr. FUJIMOTO. I refuse to answer the question on the same grounds.

Mr. TAVENNER. Were the outrageous charges to which you referred, the charges which constituted the indictment in that case and for which those men were convicted?

Mr. FUJIMOTO. I refuse to answer the question for the reasons already stated.

Mr. TAVENNER. Did you become the chairman of the Communist Party, as stated in the news articles which I have handed you?

Mr. FUJIMOTO. Is that a question?

Mr. TAVENNER. Yes.

Mr. FUJIMOTO. I refuse to answer the question for the same reasons already given.

Mr. TAVENNER. Were you willing to appear publicly and announce yourself as chairman or secretary, as chairman of the Communist Party of Hawaii, but you are unwilling to answer that question here?

Mr. FUJIMOTO. I refuse to answer the question for the same reasons.

Mr. TAVENNER. As chairman of the Communist Party of Hawaii—

Mrs. BOUSLOG. Mr. Tavenner, perhaps to save the time of the committee, we can stipulate that in respect to affiliations or activities, alleged affiliations or activities in the Communist Party of the Territory of Hawaii, or questions along that line, Mr. Fujimoto's position, I believe, will be the same as it has been as to the line of questions on activities and alleged activities in the Communist Party.

Mr. TAVENNER. I can, of course, accept your word that his answers will be the same.

Mr. WALTER. I would like, Mr. Tavenner, at this time to call the witness' attention to something. I don't know whether the people who were at this press conference, the reporters, are available, but I assume that they are, but if you had a press conference at which you stated the things that appear in this article, then under no theory of law, no matter how it is stretched by people who would destroy the law, are you entitled to any immunity.

Mr. FUJIMOTO. Mr. Chairman, I have been advised as to my legal rights by my attorney.

Mr. WALTER. You have been advised as to what your attorney believes your legal rights to be. I am afraid that you are going to find that we are not all in agreement as to that.

Mr. TAVENNER. Did you make the statements attributed to you at a news conference of nine or more news reporters from leading island dailies during the week of October 24 or the week prior thereto?

Mr. FUJIMOTO. Mr. Chairman, will you please repeat the question again?

Mr. TAVENNER. Will you read the question, Mr. Reporter?

(The question was read by the reporter.)

Mr. TAVENNER. As I read to you from the Monday, 25th, issue, 1948, of the Daily People's World.

Mr. FUJIMOTO. I refuse to answer the question for the reasons I have already given.

Mr. TAVENNER. The Daily People's World, which was printed in San Francisco, Calif., announced in November 1947 that the fund drive in Hawaii had succeeded in raising a total of \$1,423.35, which was over the assigned quota of \$1,000. Did you take part in raising those funds, or were you in any way responsible for the handling of the transaction?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already stated.

Mr. TAVENNER. How many persons belong to the Communist Party in the Territory of Hawaii?

Mr. FUJIMOTO. I refuse to answer that question on the ground that it might tend to incriminate me, and for all the other reasons that I have already stated.

Mr. TAVENNER. Are you a member of the Hawaiian Civil Liberties Committee?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already stated.

Mr. TAVENNER. Well, what is your belief, Mr. Fujimoto, and your desire with regard to the Communist Party obtaining control of the Government of the United States?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me.

Mr. TAVENNER. Is the Communist Party of the Territory of Hawaii affiliated with the district 13 of the Communist Party, with its headquarters in California?

Mr. FUJIMOTO. I refuse to answer on the ground that it might tend to incriminate me.

Mr. TAVENNER. And is district 13 a part of the Communist Party of the United States?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have given.

Mr. TAVENNER. Mr. Fujimoto, I inform you, and I believe according to the return of Emmanuel Moses, Jr., United States deputy marshall, dated the 31st day of March, 1950, a subpena duces tecum was issued requiring you to produce before this committee all the membership records, and all the records of dues payments; and any and all official records, registers, or books, and all correspondence files. Have you responded to that subpena? Do you have such records and books.

Mr. FUJIMOTO. I refuse to answer that question on the ground that it might tend to incriminate me, and for the other grounds that I have already given.

Mr. TAVENNER. Then you refuse to produce before this committee the membership records? My question was: Do you refuse to produce

No. 1

## C. P. NEWSLETTER

FOR JOBS PEACE AND DEMOCRACY!

Sept. 15

ISSUED BY SECTION 1, COMMUNIST PARTY OF HAWAII

We in Hawaii can retard rising unemployment by supporting the striking longshoremen in their struggle for higher wages.

Small merchants know that higher wages for workers brings more dollars into neighborhood stores--brings better living into the majority of people's homes.

Federal and Territorial projects should be started immediately to give work to the unemployed.

UNEMPLOYMENT HAS BEEN WITH US A LONG TIME

Big Five businessmen fired workers and cut paychecks long before the present longshoremen's strike. The 25,000 workers now out of work means the beginning of a depression--a depression that will wipe out hundreds of small business and bring misery to thousands of workers.

ONLY SOCIALISM CAN ELIMINATE DEPRESSIONS

The ultimate achievement of the rights and dignity of man as expressed in our Declaration of Independence can only be achieved in a society whose economy is based on the collective ownership of all industry by the workers themselves. The end to all depression, exploitation, and war will occur when we end our existence as wage slaves for profiteering monopolists and to begin to live as free people in a socialist nation.

FOR MORE INFORMATION ABOUT SOCIALISM

The Advertiser and the Star-Bulletin are not going to tell you about socialism--they don't want you to get the idea that you can run things. Get your facts from the people who not only believe in, but fight for socialism--THE COMMUNISTS. Read for yourself what the Communists stand for..

Your address on a post card will bring you pamphlets such as "The Twilight of World Capitalism" by William Z. Foster, National Chairman of the Communist Party of the United States.

For more information, write to the:

COMMUNIST PARTY OF HAWAII  
P. O. Box 3204  
Honolulu, Hawaii

FUJIMOTO  
EXHIBIT 4

before this committee the membership records, which were in your custody?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons already stated.

Mr. TAVENNER. Was that subpoena served upon you?

Mr. FUJIMOTO. Yes.

Mr. TAVENNER. I desire to offer in evidence the subpoena upon which the return is based, and to have it marked "Fujimoto Exhibit No. 3."

Mr. WALTER. Without objection, it will be received.<sup>6</sup>

<sup>6</sup> Retained in committee files.

Mr. TAVENNER. Mr. Fujimoto, do you recognize William Z. Foster as the controlling head of the Communist Party of the United States?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already stated.

Mr. TAVENNER. I hand you what purports to be a throw-away sheet, entitled at the top: "C. P. News Letter No. 1, September 15," issued by section 1, Communist Party of Hawaii. Will you examine it?

(Witness looks at the document.)

Mr. TAVENNER. Will you identify that as a throw-away sheet issued by the Communist Party?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and on the other grounds that I have already stated.

Mr. TAVENNER. At the end of this throw-away sheet appears the statement:

For more information write to the Communist Party of Hawaii, P. O. Box 3204, Honolulu, Hawaii.

Do you know in whose name that post-office box is?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already originally said.

Mr. TAVENNER. Did you have anything to do with the procurement of that post-office box?

Mr. FUJIMOTO. I refuse to answer the question on the ground it might tend to incriminate me.

Mr. TAVENNER. I notice that this throw-away sheet states: "Issued by section 1, Communist Party of Hawaii." How many sections were there in the Communist Party of Hawaii?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the original reasons that I have already stated.

Mr. TAVENNER. I desire to offer the letter in evidence, and marked it "Fujimoto Exhibit No. 4."

Mr. WALTER. Without objection it will be received.<sup>4</sup>

Mrs. BOUSLOG. May I ask the record show an objection to the introduction, for the reasons stated in the motion to quash?

Mr. WALTER. This committee has no objections.

Mrs. BOUSLOG. Lawyers will disagree with the judge.

Mr. WALTER. Mark it.

Mr. TAVENNER. I hand you now another Newsletter, purporting to be issued by section 1, headed: "The Communist Party of Hawaii, Box 3204, Honolulu," as No. 2, will you examine it and say whether you can identify it as a throw-away sheet of the Communist Party?

Mr. FUJIMOTO. I refuse to answer the question on the grounds that it might tend to incriminate me, and for the other reasons that I have already stated.

Mr. TAVENNER. I desire to read this paragraph in the letter to you, and I desire to read to you this paragraph of the letter:

The assertion that the Communists are the agents of a foreign power is a lie projected with the intent of preventing the American people of understanding

<sup>4</sup> See p. 1564.



— THE COMMUNIST PARTY OF HAWAII —  
**NEWSLETTER**  
 Issued by Section One — (No. 2)

THE LEGISLATURE OF HAWAII, trading on the recent "DEAR JOE" hysteria whipped up by the local employers to break the longshore strike, have created an un-American activities commission for which it has appropriated \$75,000. This has been done at a time when the unemployed, the slum dwellers, and the underprivileged children of the territory are in desperate need of economic aid. But they are virtually ignored!

THE COMMUNIST PARTY of the United States holds the belief that un-American activities committees and similar bodies are formed for the ultimate purpose of curtailing the rights of ALL Americans. We believe this is true for the following reasons:

IN every country where the government sets about dividing and enslaving the citizens of that nation, the first move is to persecute as "disloyal" all those who speak for a fuller and richer life for the great majority of the people.

AS the Communist Party of any nation is the most militant group in the fight to achieve the greatest good for the greatest number, it is always the first to be accused of being "un-Filipino", "un-Italian", "un-Japanese", "un-American", and so on.

THE ASSERTION THAT COMMUNISTS are the agents of a foreign power is a lie projected with the intent of preventing the American people from understanding the true purposes of the Communist Party. For, on the contrary, American Communists have established a long and honorable record of independent progressive action in the affairs of this country. We have consistently fought for a better life for those who do the work of our nation.

SHORTER WORKING HOURS, higher pay, social security, improved housing, greater democracy within trade unions, the fight against racial discrimination - these are but a few of the things for which Communists have fought with the rest of the American working class to achieve. For the Communist Party fights by every legal means to bring about genuine equality - economic, social, political - for all Americans.

UN-AMERICAN ACTIVITIES COMMITTEES are aimed only firstly at Communists. Their long range purposes include the destruction of militant trade unions and all other groups and individuals that protest the ruthless tactics of vested interests such as the Big Five. These powerful groups are now intent upon increasing their already enormous profits at the expense of the people - THE VAST MAJORITY TO WHOM OUR COUNTRY BELONGS - even more brazenly than they have in the past...

IF YOU WORK FOR A LIVING -

HAWAII'S UN-AMERICAN ACTIVITIES COMMISSION IS AIMED AT YOU!

FUJIMOTO

EXHIBIT 5

the true purposes of the Communist Party, for, on the contrary, American Communists have established a long and honorable record of independent, progressive action in the affairs of this country. We have consistently fought for a better life for those who do the work of our Nation.

Mr. Fujimoto, did you prepare, or assist in preparing this paragraph, which I have just read, and particularly that part of it denying the Communists are in any way an agent of a foreign power?

## YOUR CIVIL LIBERTIES IN DANGER !

There is a great danger confronting the people of Hawaii. This danger comes from Senate Joint Resolution 27. If this measure passes the legislature and becomes law, the first big step in the denial of civil liberties will take place. This legislation, which creates an Un-American activities committee has been condemned by many Americans, including the Honolulu Star Bulletin and the Advertiser.

## WHAT IS THIS RESOLUTION SUPPOSED TO DO ?

According to the provisions it will:

1 "Investigate groups or organizations whose activities indicate a purpose to foment internal strife" or, "impede the normal progress of our territory either in a war time or peace time economy" Therefore as a local minister has said, anyone seeking to slow down the amount of whiskey drinking in the Territory would be guilty of "impeding the normal progress of the Territory" and could be subject to investigation according to this Bill.

2 Investigate organizations whose members include communists, or even non-communists who have ever known or associated with communists.

## WHAT WILL THE RESOLUTION ACTUALLY DO ?

I Under the provisions of the Bill, anyone or anything can be investigated. If you belong to a union and you strike for higher pay, you are subject to investigation. If you belong to a church or other community group that is against war, you can be subpoenaed and your house searched.

2 It provides no protection for people called before the committee. You can be slandered, lied about, and your character defamed. You will have no chance to defend yourself. You will be denied a lawyer, and you will not be able to question your accusers.

## WHAT YOU CAN DO

## DO THIS BEFORE IT IS TOO LATE!!

Write to the Representative of your district. Tell them you will not stand for any invasion of your rights and liberties. Tell them that this is a bill directed at organized labor and progressive civic groups, and the people of Hawaii.

Tell them to vote against SJR 27 and for Democracy

WRITE NOW !!!

CLUB LINCOLN  
Communist Party  
Box 3204

FUJIMOTO  
EXHIBIT 6

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already stated.

Mr. TAVENNER. I desire to offer the throw-away sheet in evidence, and have it marked "Fujimoto's Exhibit No. 5."

Mr. WALTER. Without objection, it will be received.<sup>7</sup>

Mr. TAVENNER. I have here another throw-away sheet, which I hand to you, entitled, "Your Civil Liberties in Danger," at the end of which

<sup>7</sup> See p. 1566.

appears, "Club Lincoln, Communist Party, Box 3204." Will you examine that?

(Witness examines document.)

Mr. TAVENNER. Will you identify that as a throw-away sheet of Club Lincoln of the Communist Party?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons already stated.

Mr. TAVENNER. Is Club Lincoln a club of the Communist Party?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the other reasons that I have already given.

Mr. TAVENNER. I offer the throw-away sheet in evidence and ask that it be marked "Fujimoto No. 6."

Mr. WALTER. It will be received.<sup>8</sup>

Mr. TAVENNER. I hand you now an additional throw-away sheet, marked No. 1, bearing date October 6, 1949, signed at the bottom: "Communist Party of Hawaii, P. O. Box 3204, in Honolulu, Hawaii," and ask you to examine it.

(Witness examines document.)

Mr. TAVENNER. Can you identify that as a photostatic copy of the throw-away sheet of the Communist Party?

Mr. FUJIMOTO. I refuse to answer the question on the ground it might tend to incriminate me, and for all the other reasons I have already given.

Mr. TAVENNER. I desire to offer the photostatic copy in evidence, and ask that it be marked "Fujimoto's Exhibit No. 7."

Mr. WALTER. Without objection, it will be received.<sup>9</sup>

Mr. TAVENNER. I will read the last paragraph.

Mrs. BOUSLOG. Mr. Chairman, let the same objection, in the record, be noted to the introduction of all these documents, or should I make an objection to the receipt of them—

Mr. WALTER. I think not. Proceed, Mr. Tavenner.

Mr. TAVENNER (reading):

Your address on the postcard will bring you pamphlets such as The Twilight of World Capitalism, by William Z. Foster, national chairman of the Communist Party of the United States.

I hand you another throw-away sheet, or a photostatic copy of a throw-away sheet, headed at the top: "Who are the real conspirators? The Communist Party of the United States of America, or the Un-American Committee, and its bosses, the Wall Street Monopolists," issued by—or at the end, "The Communist Party of Hawaii." Will you examine that photostatic copy and state whether or not you can state if that was issued in fact by the Communist Party of Hawaii?

Mr. FUJIMOTO. I have examined it.

Mr. TAVENNER. Will you answer the question?

Mr. FUJIMOTO. I think you asked me to examine it, and I told you that I had examined it.

Mr. TAVENNER. I thought I included in my question the question of whether or not you would identify it as a throw-away sheet of the Communist Party.

<sup>8</sup> See p. 1567.

<sup>9</sup> See p. 1569.

No.1

## ISSUED BY SECTION 1, COMMUNIST PARTY OF HAWAII

As in Hawaii can retard rising unemployment by supporting the striking longshoremen in their struggle for high wages.

Small merchants know that higher wages for workers brings more dollars into neighborhood stores helping better living into the majority of people's homes.

Federal and Territorial projects should be started immediately to give work to the unemployed.

UNEMPLOYMENT HAS BEEN WITH US A LONG TIME

Big Five businesses fired workers and cut paychecks long before the present longshoremen's strike. The 80,000 workers now out of work means the beginning of a depression-like depression that will strangle out hundreds of small businesses and bring misery to thousands of workers.

ONLY SOCIALISM CAN ELIMINATE DEPRESSIONS

The ultimate achievement of the rights and dignity of man as expressed in our Declaration of Independence can only be achieved in a society where economy is based on the collective ownership of all industry by the workers themselves. The end to all depression, exploitation, and war will occur when we end war exploitation as wage slaves for profit-seeking monopolists and begin to live as free people in a socialist nation.

FOR MORE INFORMATION ABOUT SOCIALISM

The Advertiser and the Star-Bulletin are not going to tell you about socialism--they don't want you to get the idea that you can run things. Get your facts from the people who not only believe in, but fight for socialism--THE COMMUNISTS. Read for yourself what the Communists stand for.

Your address on a post card will bring you pamphlets such as "The twilight of Capitalism" by William Z. Foster, National Chairman of the Communist Party of the United States.

For more information, write to the:

COMMUNIST PARTY OF HAWAII  
P.O. Box 5204  
Honolulu, Hawaii

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FUJIMOTO  
EXHIBIT 7

Mr. FUJIMOTO. All right. I will answer your question now. I refuse to answer the question on the ground it might tend to incriminate me.

Mr. TAVENNER. I desire to offer the throw-away sheet in evidence, and ask that it be marked "Fujimoto Exhibit No. 8."

## WHAT IS THE CCP DOING?

THE COMMUNIST PARTY OF THE U.S.A. OR THE COMMUNIST COMMITTEE AND ITS BUREAU, AND THE COMMUNIST MONOPOLIES

These monopolists and their front organizations are attempting to destroy the people's constitutional rights under the guise of "doing away with the 'Communist menace."

If permitted, they will repress and drive underground not only the struggle for Socialism but all movements for social reform and betterment. Why? Because they alone will benefit from such a fascist measure.

THE COMMUNIST PARTY OF THE U.S.A. aims at the passivation of millions of American people to transfer ownership of our great industries (big business, public utilities, plantations, etc.) from the hands of the few who are reaping huge profits to the hands of the people as a whole so that the entire nation will prosper. This is the Communist long-range program. THIS IS SOCIALISM.

But the majority of the American people do not yet understand the need of Socialism. The reactionary government strives to prove to the masses that Socialism is a more progressive and advanced economy which gives full employment and higher living standards for all—which reactionaries cannot do.

In our day-to-day struggle, we try to realize our immediate program. This is not a program of revolution but one that takes up the urgent demands and problems of the people of Hawaii and the nation.

THE COMMUNIST PARTY OF HAWAII IS A VITAL SOCIAL MOVEMENT.  
DO BETTER FOR HAWAII THAN A BETTER HAWAII.

Which of these in the program of the Communist Party of Hawaii do you agree with?

1. Higher wages for most increased living costs
2. \$1.00 per hour minimum wage law and health
3. Standard work week without reduction in take-home pay
4. Reduced unemployment
5. Increased unemployment benefit, continuation with living wage
6. Extended social insurance benefits
7. Territorial health insurance program to give medical and hospital care to all residents
8. Price control on essential commodities
9. Reduction of public utility rates. Through reduction in service
10. Government corporation and right of every person to the people for housing and small farm work plan
11. Nationalization of all basic industries and resources of national origin, religious and political freedom
12. Nationalization rights for all groups
13. Statehood for Hawaii
14. National policy of peaceful co-operation with other peoples of the world

IF YOU AGREE WITH ANY PART OF THE PROGRAM, THE INFORMATION BILL WILL RECRUIT YOU ON THE BASIS OF ASSOCIATION OR BELIEF.

THE WORLD-WIDE FIGHT AGAINST ALL FASCISM, FASCIST-LOVING AND DEMOCRATIC-OPPOSED AMERICANS. IF KIDS YOU TROLL YOUR CHOICE MUST BE MADE TODAY!!

READY AND ABLE-ARMED RELAY!!

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Issued by: The Communist Party of Hawaii

FUJIMOTO  
EXHIBIT 8

Mr. WALTER. Without objection, it will be received.

Mr. TAVENNER. Mr. Fujimoto, did you receive in 1947 directions from William Schneidermann, of aims and objectives of the Communist Party of Hawaii, back in the month of October 1947, in which, among other things, the aims and objectives of the Communist Party of Hawaii was stated to be:

Essential establishment of the third party of Hawaii;  
Development of a following in the Democratic Party in Hawaii that would back Communist causes;

The establishment of a political movement in Hawaii on a broader basis, composed of all sections of the labor movement, and union labor forces, instead of as

previously, when it had been based on the left wing of the labor movement as represented by the ILWU;

Establishment of a legislative conference or caucus which would act as a pressure group in the event the Democratic Party in Hawaii failed to work for objectives favorable to the Communist Party.

Mr. FUJIMOTO. Is that the end of the question?

Mr. TAVENNER. Yes.

Mr. FUJIMOTO. I refuse to answer that question on the ground that it might tend to incriminate me.

Mr. TAVENNER. Will you state to the committee whether in the 1948 registration of the Communist Party members in Hawaii the Communist Party headquarters at San Francisco allocated a total of 225 membership books for Hawaii, the numbers of which ran in sequence from 88551 to 88775?

Mr. FUJIMOTO. I refuse to answer that question on the ground that it might tend to incriminate me, and for all the other reasons that I have already stated.

Mr. TAVENNER. I desire to ask you whether or not in your alleged capacity as chairman of the Communist Party in the Territory of Hawaii you have subscribed to and influenced others among that group to the view expressed by William Z. Foster, head of the Communist Party in the United States, which, according to his sworn testimony, is as follows:

No Communist, no matter how many votes he should secure in a national election, could, even if he would, become President of the present Government. When we have a Communist head of the Government of the United States—and that will come just as surely as the sun rises—the Government will not be a capitalist government but a Soviet government, and behind this government will stand the Red Army to force the dictatorship of the proletariat.

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me.

Mr. WALTER. Do you know that William Foster made such a statement?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for all the other reasons that I have already stated.

Mr. WALTER. Why do you think it would incriminate you to admit that you knew that Mr. Foster made that statement?

Mr. FUJIMOTO. I have been legally advised by my lawyer here as to my legal rights.

Mr. WALTER. All right. Never mind. Continue.

Mr. TAVENNER. Mr. Fujimoto, in your alleged capacity as chairman of the Communist Party of Hawaii, did you advocate the views expressed by William Z. Foster, president of the Communist Party of the United States—

Mr. FUJIMOTO. I refuse to answer on the ground—

Mr. TAVENNER. Wait just a minute.

Mr. FUJIMOTO. Oh, sorry.

Mr. TAVENNER. Regarding his views of religion in communism?

Mr. FUJIMOTO. I refused to answer the question on the ground that it might tend to incriminate me.

Mr. TAVENNER. Are you acquainted with the fact that William Z. Foster, president of the Communist Party of the United States, testified to the following effect, under oath, before the Fish committee, in 1935, when he was asked this question:

To be a member of the Communist Party, do you have to be an atheist?—  
and he said:

There is no formal requirement to this effect. Many workers join the Communist Party who still have some religious scruples, or religious ideas, but a worker who will join the Communist Party, who understands the elementary principle of the Communist Party, must necessarily be in the process of liquidating his religious beliefs, and if he still has any leanings, when he joins the party, he will soon get rid of them.

Mr. FUJIMOTO. No.

Mr. TAVENNER. Your answer is that you did not know that he had made such a statement; is that it?

Mr. FUJIMOTO. My answer is, to the question that you propounded that I am not aware, or if I am aware of such a statement, my answer is "No; that I was not aware of any such statement he made."

Mr. TAVENNER. And if that statement be correct, which I read to you, and if that be the sworn statement of William Z. Foster, would you advocate it?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might incriminate me, and for the other reasons that I have already given.

Mr. TAVENNER. In other words, you will not say whether or not you would advocate to the members of the Communist Party, assuming that you are its chairman, or any other organization, as far as that is concerned, that a person joining the party would soon get rid of any religious leanings that they may have?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate, and for the first reasons that I have already given.

Mr. TAVENNER. Then, do I understand you are unwilling to state to this committee whether in your alleged capacity as a member, or rather as chairman of the Communist Party of Hawaii, you would recommend to the people of these islands that regardless of their religious convictions: whether they be Mohammedan, Confucius, Shinto, Buddhism, or Christianity, that if they became members, in the language of Foster, of the Communist Party, and if they understand the principles of the Communist Party, they must necessarily be in the process of liquidating their religious beliefs, and if they had any religious beliefs when they joined the party they would soon get rid of them?

Mr. FUJIMOTO. I refuse to answer the question on the ground that it might tend to incriminate me, and for the further reasons that I have already stated.

Mr. TAVENNER. I have no further questions.

Mr. WALTER. You are excused. We will stand in recess.

(Witness excused.)

(Recess.)

Mr. WALTER. The subcommittee will come to order.

#### TESTIMONY OF CHARLES FUJIMOTO, ACCOMPANIED BY HIS COUNSEL, HARRIET BOUSLOG—Resumed

Mr. TAVENNER. Mr. Fujimoto, I believe possibly you answered this question indirectly, if not directly, but in order that the record may be

clear, I want to ask you this specific question: Have you or are you now, or have you ever been a member of the Communist Party?

(Witness confers with counsel.)

Mr. FUJIMORO. I refuse to answer the question on the ground that it might tend to incriminate me, and on the further ground that this committee is attempting to disclose what may or may not be the private political opinions and political associations, and on the further ground that the procedure of this committee in this hearing is a violation of the due process of law, and finally, on the further ground that this committee is illegally constituted.

Mr. WALTER. You might be interested in knowing, in connection with this latter part of your answer, that at a recent session of Congress, of the entire membership of Congress, only 12 members voted against this committee.

Is that all, Mr. Tavenner?

Mr. TAVENNER. Yes.

Mr. WALTER. You may be excused.

(Witness excused.)

#### TESTIMONY OF FRANK SILVA, ACCCOMPANIED BY HIS COUNSEL, MYER C. SYMONDS

Mr. WALTER. Will you stand up, please? Mr. Silva, do you solemnly swear that the testimony that you are about to give in the matter now before the committee will be the truth, the whole truth and nothing but the truth, so help you God?

Mr. SILVA. I do.

Mr. TAVENNER. You are Frank Silva?

Mr. SILVA. Yes.

Mr. TAVENNER. Is that your full name?

Mr. SILVA. No. My name is Frank Gunza Silva.

Mr. TAVENNER. Are you represented by counsel?

Mr. SILVA. Yes, I am.

Mr. WALTER. Will counsel please identify himself for the record?

Mr. SYMONDS. Myer C. Symonds. At this time, Mr. Chairman, I would like to file a motion to quash the service of the subpoena, in the same form as the previous motion.<sup>10</sup>

Mr. TAVENNER. Mr. Silva, you appear here in response to a subpoena asking you to come?

Mr. SILVA. That's right.

Mr. TAVENNER. During the course of the testimony, Mr. Silva, Mr. Ichiro Izuka testified before this committee on Tuesday, April 11, as follows, at the time when I was asking him to identify before this committee those persons whom he knew to be members of the Communist Party. To my question: "Frank Silva?" Mr. Izuka's reply was:

Frank Silva; I knew Frank Silva for a long, long, long time in the plantation, and many efforts was made to recruit John Silva in the Communist Party,—

Mr. TAVENNER (interpolating). I assume that that means Frank Silva.

but the only one who can contact him was Jack Hall, and Jack Hall did, or was instructed many, many times, to recruit Frank Silva, but I think that no contact was made for a long time officially, but after Frank Silva volunteered for the Army, and after discharge from the Army, I had many, many talks with him in

<sup>10</sup> Text on motion to quash subpoena by Frank Silva is identical with the motion filed on behalf of Ralph Tokunaga by his attorney, Myer Symonds. See p. 1472.

the restaurant, and finally one day, at pier 11, he told me, "Well, Ichi, are you a Communist? Did you join the Communist Party?" and I said, "Yes, I joined the party 'way back in 1938," and he told me that he joined the party, and he showed me his card. That is the only incident I know that Frank Silva told me that; he showed me the card. He said, "See, my card, this is my card."

Question. Approximately when was the date of that conversation?

Mr. IZUKA. Oh, that was, I believe it was, after the sugar strike, sometime early in 1947.

And then, on the following day, April 12, Mr. Izuka was brought back to the witness stand and was asked this question by me:

Mr. Izuka, do you have any explanation or correction to make of any matter that you testified to when you were here yesterday?

The answer of Mr. Izuka:

Yes, by reading the papers, I found out that I would like to make a correction, on the part when I said that Frank Silva showed me his party card in 1947. I am sure it is all of the members who joined the Communist Party, including Frank Silva, that was during the time before I resigned from the party in 1946, and that actually took part during the same time, instead of 1947.

Question. In other words, it was during 1946, instead of 1947?

Mr. IZUKA. That is right.

Now, Mr. Silva, do you wish to either deny or affirm that statement? (Confers with counsel.)

Mr. SILVA. I refuse to answer that question on the ground that it might tend to incriminate me.

Mr. TAVENNER. Mr. Silva, did you attend a California labor school? (Confers with counsel.)

Mr. SILVA. I refuse to answer that question on the ground that it might tend to incriminate me.

Mr. TAVENNER. On what ground?

Mr. SILVA. That it might tend to incriminate me.

Mr. TAVENNER. I hand you a photograph, and you will notice there the figure 10 above a person at the upper right hand margin of the photograph. Will you look at that photograph carefully, particularly the person appearing under the figure 10, and state whether or not that is your picture?

Mr. SILVA. It is the same answer for the same reason.

Mr. TAVENNER. I desire to offer the photograph in evidence and mark it "Silva Exhibit 1."

Mr. WALTER. It will be received and so marked.<sup>11</sup>

Mr. TAVENNER. On the back of this photograph appears this printed statement, "Fillmore Photographic Studio, Portrait, Commercial, 1561 Fillmore Street, San Francisco 15, Calif," which I assume indicates the name of the people who took the photograph.

Have you ever been in California?

Mr. SILVA. Yes.

Mr. TAVENNER. Did you ever have your picture taken with a group of persons while you were there?

(Confers with counsel.)

Mr. SILVA. I refuse to answer on the ground that it might incriminate me.

Mr. TAVENNER. Do you know a person by the name of Daniel Frias?

Mr. SILVA. I refuse to answer that question on the ground that it might tend to incriminate me.

<sup>11</sup> Retained in committee files.

Mr. TAVENNER. I hand you this envelope, and I ask you if you ever saw it before? I will ask you particularly to look up in the left-hand margin, where the person usually places his address, when he sends a parcel or a letter through the mail, and I will ask you to read the name of the person appearing up in the left-hand margin of the envelope. Will you read it, please?

Mr. SILVA. "Frank Silva, CLS, 216 Market Street, San Francisco, Calif."

Mr. TAVENNER. Now, after showing you that, does this refresh your recollection, relating to Daniel Frias?

Mr. SILVA. I refuse to answer this question on the ground that it might tend to incriminate me.

Mr. TAVENNER. What is the name—

Mr. WALTER. Excuse me, Mr. Tavener. Mr. Silva, did you live at 216 Market Street, San Francisco, when you were there?

Mr. SILVA. No.

Mr. WALTER. Where did you live?

Mr. SILVA. I cannot recall the address.

Mr. WALTER. Is this in your hand writing?

Mr. SILVA. I refuse to answer the question on the ground it might tend to incriminate me.

Mr. TAVENNER. You said that you did not live at 216 Market Street, San Francisco, Calif., but, did you go to a labor school at that place?

Mr. SILVA. I refuse to answer that question on the ground that it might tend to incriminate me.

Mr. TAVENNER. Did you ever mail to Daniel Frias from the labor school in California, this envelope, in which this photograph which was marked "Exhibit No. 1," your exhibit No. 1, was enclosed?

Mr. SILVA. I refuse to answer for the same reason.

Mr. TAVENNER. I desire to offer the envelope in evidence, and mark it "Exhibit Silva No. 2."

Mr. WALTER. It will be received.<sup>12</sup>

Mr. TAVENNER. Mr. Silva, are you now, or have you ever been a member of the Communist Party?

Mr. SILVA. I refuse to answer on the ground that it might tend to incriminate me.

Mr. WALTER. You may be excused, Mr. Silva. Under the rule, the subcommittee will recess for executive session, to take whatever action that they may determine.

Mr. TAVENNER. Mr. Chairman, there is one or two further bits of evidence in connection with this matter, which probably should be attended to. Would you like to hear it now?

Mr. WALTER. Yes; we would.

Mr. TAVENNER. Mr. Wheeler.

#### FURTHER TESTIMONY OF WILLIAM A. WHEELER—Resumed

Mr. TAVENNER. You have been sworn?

Mr. WHEELER. Yes.

Mr. TAVENNER. Mr. Wheeler, you are investigator for the committee, and you have previously testified during this hearing?

Mr. WHEELER. That is correct, sir.

<sup>12</sup> Retained in committee files.

Mr. TAVENNER. Will you look at the envelope marked "Silva Exhibit 2," and read the address in the left-hand corner?

Mr. WHEELER. The address occurring in the left-hand corner is, "Frank Silva, % CLS, 216 Market Street, San Francisco, California."

Mr. TAVENNER. Do you have an official citation of the labor school?

Mr. WHEELER. I do, sir.

Mr. TAVENNER. A citation by whom?

Mr. WHEELER. There are three, sir.

Mr. TAVENNER. Will you read them, please?

Mr. WHEELER (reading):

Cited as a subversive and Communist organization at 216 Market Street, San Francisco, Calif. (Attorney General, Tom Clark, letters to Loyalty Review Board. Released June 1, 1948, and September 21, 1948.)

Mr. TAVENNER. Now, the address appearing in the official citation by the Attorney General is the same address as that appearing on the envelope?

Mr. WHEELER. That is correct, sir.

Mr. TAVENNER. Will you tell the committee the source of that photograph and envelope?

Mr. WHEELER. Yes, I will. On December 8, 1949, at 9:30 p. m. I interviewed Mr. Daniel Frias at his home on the Big Island of Hawaii. Mr. Frias, in the interview, stated to me that he attended the ILWU convention as a delegate in April 1947, after which he attended the California Labor School.

He also advised me that he attended the labor school with an individual named Frank Silva. He made available to me the envelope that was introduced into the record as "Silva Exhibit No. 2" and also the photograph that was introduced in the record as "Silva Exhibit No. 1."

I would like to point out that the person whom I interviewed, Mr. Daniel Frias, also appeared in the picture. He is designated by the numeral 6.

Mr. TAVENNER. No further questions.

Mr. MOULDER. Do you know what the CLS stands for on the envelope?

Mr. WHEELER. It is awfully close to the California Labor School. That was the address at 216 Market Street.

Mr. WALTER. That's all. The subcommittee will go into executive session.

(Recess.)

Mr. WALTER. The subcommittee will be in order.

Mr. TAVENNER. Mr. Izuka.

#### TESTIMONY OF ICHIRO IZUKA—Resumed

Mr. TAVENNER. You are Ichiro Izuka?

Mr. IZUKA. Yes.

Mr. TAVENNER. You have been previously sworn, and you have taken an oath before, during this hearing.

Now, were you present in this room when the witness who just preceded you testified?

Mr. IZUKA. Yes.

Mr. TAVENNER. Was the person who answered to the name of Frank Silva the same person to whom you referred in your testimony as Frank Silva who had a party card that you have seen?

Mr. IZUKA. Yes; that was the gentleman.

Mr. TAVENNER. No further questions.  
(Witness excused.)

### TESTIMONY OF LLOYD M. STEBBINGS

Mr. WALTER. Will you raise your right hand and be sworn? Do you solemnly swear that the testimony you are about to give at this hearing will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. STEBBINGS. I do.

Mr. TAVENNER. You are Mr. Lloyd M. Stebbings?

Mr. STEBBINGS. I am, sir.

Mr. TAVENNER. What is your present address?

Mr. STEBBINGS. 3166 Oahu Avenue.

Mr. TAVENNER. When and where were you born?

Mr. STEBBINGS. I was born in Des Moines, Iowa, October 28, 1918.

Mr. TAVENNER. Would you give us a brief statement of your employment background?

Mr. STEBBINGS. I formerly worked at Libby, McNeill & Libby. After that I worked at the United States engineers. I worked for the Star Bulletin, and at Pearl Harbor, and I am presently employed at the City Transfer Co.

Mr. TAVENNER. How long have you lived in the Territory of Hawaii?

Mr. STEBBINGS. Since 1937, sir.

Mr. TAVENNER. I understand that for a period of time you served in a confidential capacity for the Government?

Mr. STEBBINGS. I did, sir.

Mr. TAVENNER. Will you state whether while serving in that capacity, you attended any Communist Party meetings in the Territory of Hawaii?

Mr. STEBBINGS. I did, sir.

Mr. TAVENNER. Tell us briefly about that.

Mr. STEBBINGS. Back in 1938, when I resided at the Central YMCA, located at the time at the corner of Hotel and Alakea, I ran into some boys who belonged to the Communist Party. They wanted to know if I would like to attend some of the meetings. They rather felt me out on my—well, would I be willing to attend. I said I would be interested in it, and I attended a couple of meetings with them.

One evening, at a friend's home, while I was up there for dinner, I mentioned that I had attended a couple of Communist meetings down there at Honolulu, and he said, "I wonder if you would be willing to work for the Government, and give us information on what goes on in the meetings." I said I would be willing to. He said, "We cannot hire you as an intelligence agent. We do not have the money at present. But, if you would be willing to serve in the capacity of one, on a volunteer basis, why, we would appreciate it." I still have reason to believe that my friend is connected with the intelligence agents in the same position that he held at the time.

Mr. TAVENNER. Well, in pursuance of that arrangement, did you continue to attend Communist Party meetings?

Mr. STEBBINGS. I did, sir. And after that offer, made a report to him of what went on, if there was anything of importance, and I later served with another intelligence agency later on.

Mr. TAVENNER. Who first invited you to attend a Communist Party meeting?

Mr. STEBBINGS. Hiram Harris, who was the desk clerk at the Central YMCA, and his uncle at the time was a professor of the University of Hawaii, I believe. He told me that he was his uncle, anyway. Led me to believe his name was Blake Clarke, professor of the University of Hawaii, and he told me that although he did not belong himself, personally, that he believed his uncle belonged. I am referring to Blake Clark, of course.

Mr. TAVENNER. You didn't know that his uncle was a member?

Mr. STEBBINGS. No.

Mr. TAVENNER. You never sat in any Communist Party meeting with his uncle, did you?

Mr. STEBBINGS. Yes; one.

Mr. TAVENNER. With his uncle?

Mr. STEBBINGS. Yes.

Mr. TAVENNER. Where was that?

Mr. STEBBINGS. That was located at the Nuuanu Book Store, a second-hand book store, located on Nuuanu Street, just mauka of Hotel Street, on the right-hand side, and we met on the second floor right there.

Mr. TAVENNER. I understand you to say that Hiram Harris told you that he was not a member of the Communist Party.

Mr. STEBBINGS. That is correct, sir.

Mr. TAVENNER. How many meetings did you attend at the Nuuanu Book Store?

Mr. STEBBINGS. I attended approximately 15 meetings. During that time I reported each one to my friend, and reported on what went on at the meetings, and what we did in the meetings, and who attended.

Mr. TAVENNER. Were you present? You were present at the meetings?

Mr. STEBBINGS. I was personally present; yes.

Mr. TAVENNER. Will you tell us who attended the meetings that you were present at?

Mr. STEBBINGS. Yes. Well, at the time there was a newspaper reporter, by the name of Lou Jo Hollingsworth who presently is employed by the Star Bulletin, and she is in the courtroom here with us now, has been present, sir. And also Peter Hyun, who was an artist, and there was Alice Hyun, who was a school teacher in the public-school system here, and Paul Hyun, who was a brother of the other two mentioned formerly, and Dr. Reinecke, and Mrs. Ah Quon Leong, presently Mrs. Robert McElrath, Howard Clark, Hiram Harris, Blake Clark, and John Bartlett.

If I can refer to my notes, sir, I would try to have a list of the members who did attend with me, who signed a list at the time, if that would be all right with you, I would like to refresh my memory. I do have them marked.

Mr. TAVENNER. That is permissible for you to refresh your memory.

Mr. STEBBINGS. All right, sir. There was a man named P. P. Herman, an elderly German man, who spoke with a very strong accent, and he definitely stated he was a member of the Communist Party. I went down to his room many times, where he resided, and he had Communist literature, and Communist pictures on the wall, sir.

There was a Chinese girl by the name of Faith Ing. She was formerly married to, or, rather, has recently, since the war, married a boy who was of Jewish descent, I understand he is from Brooklyn, N. Y. He told me that he was a member of the Communist Party in New York City. I think he was working on an Army publication, which was located at the University of Hawaii. I do not mean that the University of Hawaii was the Army publication, but they had their quarters there, where they produced it. He said he was putting out the Communist line through the Army publication, for me not to mention it.

At one of these meetings we received a letter from the secretary of the Communist Party in New York City, he said he was secretary, identified himself as the secretary of Earl Browder, I believe, sir, at the time, and he asked us if we would not try to overthrow the Government in Hawaii and set up a Communist regime, to show how well communism could work in America.

There was also a man who attended there, who was another newspaperman. His name was William Costello. I believe he is now located in Japan, as head of one of the newspaper syndicates out there. Which one, I don't know, sir.

Mr. TAVENNER. Well, how do you know that he was a member of the Communist Party?

Mr. STEBBINGS. I merely stated that he attended the meetings of the Communist Party at the Nuuanu Book Store, and I was led to believe that he was a member, because you could not get in unless you were vouched for by one who was a Communist member, or was in fairly good standing, and was well known.

Mr. TAVENNER. Well, now, where were these meetings held in the bookstore?

Mr. STEBBINGS. Well, they were held on the second floor, right there in this second-hand-book store, the Nuuanu Bookstore.

You could not get in unless the owner of the bookstore identified you, or you were with someone who was well known. I understand that they had at the time a leader or an organizer of the Communist Party from New York City here. They would work their way to Hawaii in the merchant marine, and there we would study at the Communist Party. We would go to the meetings, and during the meetings there, the original part of it was, we would sit down and have a social hour, have a party in the store, and then we would break up into study groups. We would study Communist literature and theory, how to organize the Communist Party, and how to get new members, and how to increase the membership here in Hawaii. After that, why, we would have—we would take up a collection of 25 cents to defer the expenses of the cookies and wine.

Mr. TAVENNER. Well, at the place of this meeting, in the upstairs part of this bookstore, was there any place where the Communist Party literature was kept constantly?

Mr. STEBBINGS. Yes. There was a Communist library there, where one could check out books on Communist literature, and there also was a wooden chest, filled with the notes and minutes of the meeting of the Communist Party here locally, which was kept locked at the time.

Mr. TAVENNER. Was this open to the public generally? I mean this section of the building?

Mr. STEBBINGS. No, sir. You could not get in unless you were a member of the Communist Party, or passed by the owner of the Nuuanu Bookstore at the time.

Mr. TAVENNER. Well, was it a part of the bookstore, where you could enter from one part of the bookstore to this particular place?

Mr. STEBBINGS. No, sir, there was only one entrance to the bookstore, other than the rear entrance. There was a front and a rear entrance, and then there was a small stairway in the back here, which led up to the second floor. Even myself, unless I was with other members of the party, I could not go up alone, unless I was with someone else.

Mr. TAVENNER. I want to understand you. That stairway began in the bookstore, or outside of the bookstore?

Mr. STEBBINGS. Inside of the bookstore, in the back, behind some of the tall bookshelves. It was fairly well hidden.

Mr. TAVENNER. Now, you have mentioned the names of a number of people, among whom I recall was Peter Hyun and Alice Hyun, do you know whether they were members of the Communist Party or not? If you do, how do you know it?

Mr. STEBBINGS. Well, Alice Hyunn asked me personally one evening when she drove me home after a meeting, whether I was interested in joining the Communist Party. I said, "Alice, how do you feel about the party?" She said, "Well, I have been a member, and still am a member. I want to know how you stand. Are you really interested in joining?" And at the time, also, Peter asked me the same question at his place, where the party moved to at one other time. Also Howard Clark asked me to join, many times.

Mr. TAVENNER. I believe you mentioned the name of Marshal McEuen?

Mr. STEBBINGS. I did, sir, only in the one report, and that is that he signed for Communist literature only. I don't remember exactly meeting him there, sir. I could not say that I did or did not. I would not want to say at this time.

Mr. TAVENNER. You would not want to say whether or not he was present?

Mr. STEBBINGS. No; I would not.

Mr. TAVENNER. At any of these meetings?

Mr. STEBBINGS. That's right; because I honestly don't remember, although he did sign for Communist literature there at the time.

Mr. TAVENNER. Tell us what you mean by that.

Mr. STEBBINGS. They have—being a library, just like a regular library, you had to sign out for Communist literature, in and back. It was a small, looseleaf, black leather notebook.

Mr. TAVENNER. Could not any member of the public go enter that room and get Communist publications and sign out for them?

Mr. STEBBINGS. They could not, sir. You had to be a member of the party, or identified with it in some way, or vouched for by a member.

Mr. TAVENNER. You stated Dr. Reinecke, as I understand you, attended some of these meetings?

Mr. STEBBINGS. That's right, sir.

Mr. TAVENNER. Well, do you mean to say that he was a member of the Communist Party?

Mr. STEBBINGS. I was told he was by Howard Clark. At the time they also—I was inquiring if there were any other cells in Hawaii. They told me that there was a cell in the ILWU at the time, headed by Jack Hall, and that he was the leader of the Communist cell in the ILWU.

Mr. TAVENNER. Well, I want to confine you to just the things that you know yourself.

Mr. STEBBINGS. All right.

Mr. TAVENNER. In my questioning to you, don't refer to just something that someone told you about someone else.

Mr. STEBBINGS. Yes.

Mr. TAVENNER. Now, you mentioned the name of John Bartlett.

Mr. STEBBINGS. Yes. I attended meetings with him there.

Mr. TAVENNER. How is that?

Mr. STEBBINGS. I did attend meetings with him.

Mr. TAVENNER. You attended meetings?

Mr. STEBBINGS. Yes.

Mr. TAVENNER. Do you know whether he was a member of the Communist Party or not?

Mr. STEBBINGS. I have never seen a Communist Party card in my life, other than the fact that I was told by some of the members personally that they were members, and that you could not get into the bookstore unless you were vouched for by a Communist member.

Mr. TAVENNER. Did any other person ask you to become a member of the Communist Party other than the persons you have already testified to?

Mr. STEBBINGS. Just those three sir.

Mr. TAVENNER. That is all.

Mr. WALTER. That is all. Thanks very much.

Mr. STEBBINGS. You are welcome.

Mr. WALTER. The subcommittee will stand in recess for 5 minutes. (A short recess was taken.)

Mr. WALTER. The subcommittee will be in order.

Mr. Tavenner who is your next witness?

Mr. TAVENNER. Mr. Chairman, we have subpened for this afternoon the following additional witnesses: Eileen Fujimoto, Robert Wenkam, Bessie Wenkam, and Adele Kensinger. It is my suggestion, Mr. Chairman, that you release them, if you see fit, from their subpenas, and if they desire to make any statement to the committee, you give them permission to do so.

Mr. WALTER. Will you repeat the names, please?

Mr. TAVENNER. The names are: Eileen Fujimoto, Robert Wenkam, Bessie Wenkam, and Adele Kensinger.

Mr. WALTER. The witnesses whose names have just been read are released from the subpena and they are now given the opportunity to make whatever statement they care to make. Under oath, of course.

Mrs. BOUSLOG. I am representing those witnesses. I do not believe they are in the room and if you will give me an opportunity, I will consult with them.

Mr. TAVENNER. While counsel is talking with her clients, there is another witness that we may call.

Mr. WALTER. Who is the witness?

Mr. TAVENNER. I am not certain, Mr. Chairman. If you will excuse me for a moment. Mr. Chairman, the witness' name is Frank K. Chow.

Mr. WALTER. Frank Chow?

Mr. TAVENNER. Yes. Mr. Frank Chow, come forward, please.

Mr. WALTER. Mr. Chow, will you stand up, please? Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. CHOW. I do.

Mr. WALTER. Sit down, please. Mr. Tavenner.

Mrs. BOUSLOG. I will state to the committee now that I represent Mr. and Mrs. Wenkam and Mrs. Charles Fujimoto and Adele Kensinger. I have consulted with them and they do not desire to make any statement before this committee.

Mr. WALTER. You understand they are released.

Mrs. BOUSLOG. Yes. Thank you.

Mr. WALTER. That is all the witnesses that were named, that she spoke of?

Mr. TAVENNER. That is right. In other words, counsel for the four persons called, Eileen Fujimoto, Robert Wenkam, Bessie Wenkam, and Adele Kensinger, has notified the subcommittee that none of her clients desire to make any statement to the subcommittee.

Mr. WALTER. Proceed, Mr. Tavenner.

#### TESTIMONY OF FRANK CHOW

Mr. TAVENNER. What is your name, please?

Mr. CHOW. Frank Chow.

Mr. TAVENNER. Where do you live?

Mr. CHOW. Waimanalo Homestead, lot 10.

Mr. TAVENNER. How old are you?

Mr. CHOW. Thirty-three.

Mr. TAVENNER. Did you attend any Communist Party meetings at any time?

Mr. CHOW. Well, I have attended several meetings, not knowing that it was a Communist meeting. I was shocked when I seen or I heard my name in the papers yesterday. That is the reason why I am up here, to clarify myself. I want to have my name cleared on it, due to the fact it might jeopardize the rights of one of the clients of the bureau of sight conservation, and I have a chance of being excommunicated from the church and also expelled from the board of the Lions Club. That is the reason why I am here this morning, and in regard to myself, to explain my brief cause, which I have attended during the last 10 years when I was a member of the ILWU, that is the longshoremen down at McCabe, Hamilton & Renny.

I also been to a meeting, which they usually call it a council meeting, and we talk nothing else but union activities. I admit I have been to about 4 or 5 meetings during that time, but I didn't know that it was a Communist meeting because it was said nothing else but labor or union activities, as you can put it. The only time I found out I was attending a Communist meeting was when this person who

calls himself William Kamaka, at that time he called himself William Palani, had approached me and told me I had attended a Communist meeting and if I would wish to join. After that I have known that it was a Communist meeting during that time, I have never attended another meeting until to this present day. Therefore, as I seen last night my name in the paper, I have volunteered myself to come down here and express my opinion that I have never known and never has been a Communist.

Mr. TAVENNER. Now, can you recall the names of any of the persons who were present at the meeting which you found out afterward was a Communist Party meeting?

Mr. CHOW. Yes, I could. I may not have the full amount of names, it has been so long, but I could remember several of them.

Mr. TAVENNER. Will you tell us who they were, please?

Mr. CHOW. Well, one of them is Jack Hall, Jack Kawano, Jack Kimoto, Bob McElrath, Harry Kamaku, Ben Kaahawinui. And if I am not mistaken, I think my good friend Izuka was there too at one meeting. I think I seen him because I went there several meetings, as I say. I found out Emil Muller was in there at one meeting, I think, I am not quite sure of that. But the meeting I attended, I cannot clarify it, as far as that is concerned, that they were Communists meetings or whatsoever, but I only found that out after it was approached to me by William Kamaka that it was a Communist meeting. I can't say whether they are members of the Communist Party because they have not told me they were or I have not seen their book. However, I have attended to those meetings only as council meetings pertaining to the union activities. In other words, we have meetings there to solve the problems of what the unions want or what is going to be.

Mr. TAVENNER. Will you state again the name of the person who asked you to join the Communist Party?

Mr. CHOW. Yes. William Kamaka was the person that asked me to join the Communist Party.

Mr. TAVENNER. He is the same person who told you that the meeting you had attended was a Communist Party meeting?

Mr. CHOW. That is right. In fact, he was the person that took me to the meeting. He mentioned about, "We have a council meeting." During that time I was on the executive board of the ILWU, so, therefore, holding a position as director there, I found that I was sort of responsible for the discussion in that meeting, so I went.

Mr. TAVENNER. Before the meeting you were told it was a council meeting of your union?

Mr. CHOW. That is right.

Mr. TAVENNER. But after you got out there you were told it was a Communist Party meeting?

Mr. CHOW. Not right off the bat. I attended about 4 or 5 meetings and then after that they told me about that.

Mr. TAVENNER. Who presided at this meeting, who acted as chairman?

Mr. CHOW. Well, I can't remember. They have several chairmen there. Every time they have a meeting they have several chairmen there.

Mr. TAVENNER. Can you recall who they were?

Mr. CHOW. Well, sometimes they have Jack Kawano there as the chairman of the meeting and sometimes I think they have Jack Hall. I am not so sure of that. I am not definite on that because it has been so long.

Mr. TAVENNER. After you found out that it was a Communist Party meeting, did you go back again?

Mr. CHOW. I never did go back until this present day.

Mr. TAVENNER. That is all, Mr. Chairman.

Mr. CHOW. Why I come here, the reason why I wanted to come here was to clarify and to clear up my name because I am afraid I might be excommunicated from my church and also be expelled from the member of the Lions Club and also jeopardize my affiliation with the bureau of sight conservation.

Mr. TAVENNER. We are very glad to have you explain.

Mr. WALTER. Thank you.

Mr. TAVENNER. Louise Hollingsworth.

Mr. WALTER. Raise your right hand, please. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God.

Mrs. HOLLINGSWORTH. I do.

#### TESTIMONY OF LOUISE JOHANSON HOLLINGSWORTH

Mr. TAVENNER. You are Mrs. Hollingsworth?

Mrs. HOLLINGSWORTH. I am Louise Johanson Hollingsworth—Mrs.

Mr. TAVENNER. Did you signify your desire to make a statement to the committee as a result of your name having appeared in the testimony?

Mrs. HOLLINGSWORTH. I did.

Mr. TAVENNER. Just 15 or 20 minutes ago?

Mrs. HOLLINGSWORTH. Yes.

Mr. TAVENNER. We would be very glad to hear anything that you have to say.

Mrs. HOLLINGSWORTH. I am told that I was at a meeting or a party where only Communists were allowed. I think it was held at a book-store above the Nuanu Second-Hand Book Store, in 1938. I recall that I was there. I was invited to a cocktail party and I understand that that marked the opening of it. I was invited by Howard Clark who, I believe, was the manager. I recall the incident because there were some people by the name of Bartlett there. Bartlett was said to be, or it was told me to be, a writer on Freudian subjects, and they had with them a 2- or 3-year-old child, who was very annoying, and I lost my temper and spanked the child. And then I was ushered out because the Bartletts were very distraught because their child had never been spanked before in its life. And that is the first and only time I was there, and that is the reason I recall it. I remembered it the other day.

Mr. TAVENNER. Will you tell us the names of the other persons that you recall who were there?

Mrs. HOLLINGSWORTH. As I say, the Bartletts and Howard Clark, but aside from them—

Mr. TAVENNER. Do you remember Mr. Bartlett's first name?

Mrs. HOLLINGSWORTH. I remember it as Francis. He had written a book on Freudian interpretation or something or other.

Mr. TAVENNER. Do you recall seeing the person there who just preceded you on the witness stand a little while ago?

Mrs. HOLLINGSWORTH. I do not. I recall having seen him around here and around places. I have had a speaking acquaintance with him, just seeing him on the street and around town.

Mr. TAVENNER. Did you notice any particular literature or books being there, upstairs?

Mrs. HOLLINGSWORTH. I am aware there were books there because it was a bookstore, but what it was, I don't know.

Mr. TAVENNER. You don't know the type of books that were in this particular room where the meeting was held?

Mrs. HOLLINGSWORTH. Well, I assume it was radical literature.

Mr. TAVENNER. Why do you assume it was radical literature?

Mrs. HOLLINGSWORTH. Mr. Clark was rather advanced in his thinking, as was Mr. Bartlett and his wife.

Mr. TAVENNER. Who told you where this meeting was to be held?

Mrs. HOLLINGSWORTH. I believe it was Mr. Clark. I believe I went with him or met him in that neighborhood.

Mr. TAVENNER. Did he take you up there?

Mrs. HOLLINGSWORTH. As I recall; yes.

Mr. TAVENNER. Was it in the back of the building or store?

Mrs. HOLLINGSWORTH. As I remember, we went into the Nuuanu Second-Hand Book Store, and went back and went up some steps, as I recall it, and there was a smaller room up there.

Mr. TAVENNER. Did you ever go back?

Mrs. HOLLINGSWORTH. No.

Mr. TAVENNER. No further questions.

Mr. WALTER. Do you care to say anything further?

Mrs. HOLLINGSWORTH. That is all. Thank you for the opportunity to be heard.

Mr. WALTER. I assure you that the opportunity that has been given you will be given to anybody who cares to come here and under oath make a statement, because it is not the desire of anybody on this committee to smear anybody or to let any name be used in connection with any subversive activities without giving them an opportunity to answer.

Mrs. HOLLINGSWORTH. Thank you.

Mr. WALTER. Anything further?

Mr. TAVENNER. No.

Mr. WALTER. The subcommittee will stand adjourned until 9 o'clock tomorrow morning.

(Whereupon, Thursday, April 13, 1950, at 3:50 p. m., an adjournment was taken until Friday, April 14, 1950, at 9 a. m.)



# HEARINGS REGARDING COMMUNIST ACTIVITIES IN THE TERRITORY OF HAWAII

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FRIDAY, APRIL 14, 1950

UNITED STATES HOUSE OF REPRESENTATIVES,  
SUBCOMMITTEE OF THE COMMITTEE ON UN-AMERICAN ACTIVITIES,  
*Honolulu, T. H.*

## PUBLIC SESSION

The subcommittee of four met, pursuant to call, at 9 a. m., in the senate chamber, Iolani Palace, Hon. Francis E. Walter (subcommittee chairman) presiding.

Committee members present: Representatives Francis E. Walter, Burr P. Harrison, Morgan M. Moulder, and Harold H. Velde.

Staff members present: Frank S. Tavenner, Jr., counsel; William A. Wheeler and Courtney E. Owens, investigators; and John W. Carrington, clerk.

Mr. WALTER. Are you ready to proceed?

Mr. TAVENNER. Yes.

Mr. WALTER. The subcommittee will be in order. Call your first witness, please.

Mr. TAVENNER. I desire to call Mr. A. A. Smyser.

Mr. WALTER. Will you raise your right hand. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God.

Mr. SMYSER. I do.

## TESTIMONY OF ADAM A. SMYSER

Mr. WALTER. Sit down, please.

Mr. TAVENNER. You are Mr. A. A. Smyser?

Mr. SMYSER. Yes.

Mr. TAVENNER. How are you employed, Mr. Smyser?

Mr. SMYSER. I am reporter for the Honolulu Star-Bulletin.

Mr. TAVENNER. Were you a reporter for that paper in October 1948?

Mr. SMYSER. I was.

Mr. TAVENNER. Do you appear here in response to a subpoena served on you this morning.

Mr. SMYSER. I do.

Mr. TAVENNER. Mr. Smyser, were you present at a news conference in October 1948, or, rather, a press conference with Mr. Charles Fujimoto?

Mr. SMYSER. I was.

Mr. TAVENNER. How many members of the press were represented at that conference, if you recall?

Mr. SMYSER. I don't recall exactly, but I think there must have been at least six or seven reporters, and a number of photographers there.

Mr. TAVENNER. And can you fix the exact date of the press conference?

Mr. SMYSER. It was Monday, October 18, 1948. I can tell that by a clipping we have in our library.

Mr. TAVENNER. At that press conference, did Mr. Charles Fujimoto make a statement to the members of the press regarding his affiliation with the Communist Party of Hawaii?

Mr. SMYSER. He told us at the time that he was chairman of the Communist Party in Hawaii.

Mr. TAVENNER. Did you state there were also news photographers present?

Mr. SMYSER. That is correct.

Mr. TAVENNER. And was a photograph taken of Mr. Fujimoto, with his consent?

Mr. SMYSER. Yes.

Mr. TAVENNER. And with his approval at that time?

Mr. SMYSER. That is correct.

Mr. TAVENNER. And in your presence?

Mr. SMYSER. Yes. After the reporters left, or as the reporters left, the photographers stayed around, again taking photographs.

Mr. TAVENNER. Did you have photographs taken at that time?

Mr. SMYSER. Yes, I had two that were taken on that day by the Star-Bulletin photographer.

Mr. TAVENNER. I desire to offer this photograph in evidence. Mark it "Exhibit Smyser 1."

Mr. WALTER. It will be marked and received.<sup>13</sup>

Mr. TAVENNER. That's all, Mr. Chairman.

(Witness excused.)

Mr. TAVENNER. I will call Richard Brome.

Mr. WALTER. In this morning's newspaper, the Honolulu Advertiser, there appears a statement issued by Jack Hall, in which he is quoted as having said:

My refusal to answer many questions on the ground that the answer might tend to incriminate me should not be misunderstood by our membership or level-headed, clear-thinking people. A "yes" or "no", or "don't know" answer could result in a perjury indictment with perjured witnesses against me.

I feel it is my duty to point out to the people of this community that any testimony adduced here cannot be used anywhere else against anybody. In my opinion this statement was issued for the purpose of influencing the people who might be inclined to come here to assist the committee in its efforts.

Mr. TAVENNER. Mr. Brome.

Mr. WALTER. Will you raise your right hand. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God.

Mr. BROME. I do.

<sup>13</sup> Retained in committee files.

## TESTIMONY OF RICHARD BROME

Mr. TAVENNER. You are Richard Brome?

Mr. BROME. That's right.

Mr. TAVENNER. Who are you employed by, Mr. Brome?

Mr. BROME. Reporter for the Honolulu Advertiser.

Mr. TAVENNER. How long have you been employed in the capacity?

Mr. BROME. Since August 1948.

Mr. TAVENNER. Do you appear here in response to a subpoena served on you this morning?

Mr. BROME. I do.

Mr. TAVENNER. Mr. Brome, were you present at an occasion of a press conference in October 1948, when Mr. Charles Fujimoto was interviewing the press?

Mr. BROME. I was.

Mr. TAVENNER. Can you fix the date?

Mr. BROME. It was October 18, 1948. I fix that by checking in the files of the Honolulu Advertiser.

Mr. TAVENNER. Did you hear a statement made by Mr. Fujimoto to the members of the press, regarding his Communist Party affiliations?

Mr. BROME. Yes.

Mr. TAVENNER. What did he state, in brief?

Mr. BROME. He said that he had been elected chairman of the Communist Party in Hawaii by the central committee of the party.

Mr. TAVENNER. Did he state the names of the members of the central committee at that time?

Mr. BROME. No, sir.

Mr. TAVENNER. That is all.

Mr. WALTER. Thank you very much.

(Witness excused.)

Mr. TAVENNER. David Pahinui is the next witness.

Mr. WALTER. Will you raise your right hand please. Do you swear that the testimony that you are about to give will be the truth, the whole truth, and nothing but the truth so help you God.

Mr. PAHINUI. I do.

## TESTIMONY OF DAVID PAHINUI

Mr. TAVENNER. You are David Pahinui?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Do you appear here in response to a subpoena served on you?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Where were you born?

Mr. PAHINUI. In Honolulu.

Mr. TAVENNER. How old are you?

Mr. PAHINUI. Twenty-nine.

Mr. TAVENNER. How are you employed?

Mr. PAHINUI. Well, I am a company man right at this time.

Mr. TAVENNER. Working where?

Mr. PAHINUI. McCabe, Hamilton & Renney, stevedore.

Mr. TAVENNER. Will you speak just a little louder, please.

Mr. PAHINUI. McCabe, Hamilton & Renney, stevedore.

Mr. TAVENNER. How long have you been so employed?

Mr. PAHINUI. Well, I would say about 12 years.

Mr. TAVENNER. Have you ever been a member of the Communist Party?

Mr. PAHINUI. Yes.

Mr. TAVENNER. When did you join?

Mr. PAHINUI. Well, at the moment, I did not join because I was taken into a meeting, which was something like a union meeting. That is what I understood when I went to the meeting, which we didn't know it was a Communist meeting until I had a Communist card served on me.

Mr. TAVENNER. The first meeting that you attended, you didn't know that it was a Communist meeting?

Mr. PAHINUI. No.

Mr. TAVENNER. Now, when was that?

Mr. PAHINUI. Well, it was somewhere in the beginning of February, in 1947.

Mr. TAVENNER. Well, will you tell us a little more about that, where the meeting was held, and who asked you to come to it?

Mr. PAHINUI. Well, Ben Kaahawinui and Julian Napuunoa told me to go to the meeting, that it was good for me, and the fellow workers, too, which they told me to recruit later on, which I did not because I wanted to make sure if it is a benefit for me, it will be a benefit for all.

Mr. TAVENNER. Where was that meeting held?

Mr. PAHINUI. Held at Ben Kaahawinui's home.

Mr. TAVENNER. Did you later find out whether Ben Kaahawinui and the other person whom you mentioned, which I believe was Napuunoa, were members of the Communist Party with you?

Mr. PAHINUI. While we were going there, we didn't know. Nobody knew.

Mr. TAVENNER. But, you later found out?

Mr. PAHINUI. Yes, after I had the Communist card.

Mr. TAVENNER. Can you tell me the names of the other persons who were at the first meeting which you attended?

Mr. PAHINUI. Yes. There was Julian Napuunoa.

Mr. TAVENNER. I am sorry, I didn't hear you.

Mr. PAHINUI. Julian Napuunoa, Ben Kaahawinui, Jack Kawano, and David Kamaka, and William Kamaka.

Mr. TAVENNER. This morning I believe you said this meeting was held at the home of Ben Kaahawinui?

Mr. PAHINUI. Yes.

Mr. TAVENNER. How soon after that was it that you attended another meeting?

Mr. PAHINUI. Well, after four or five meetings at Benny's home, we went to Jack Kimoto's home, where they held a joint meeting of two groups.

Mr. TAVENNER. Well, now, let me find out first, when it was that they gave you a Communist Party card.

Mr. PAHINUI. Well, after, say, 3 or 4 months.

Mr. TAVENNER. After 3 or 4 months. How many meetings do you think you attended, or which meeting was it, at which you were given the Communist Party card?

Mr. PAHINUI. At Benny Kaahawinui's home.

Mr. TAVENNER. And do you remember how many meetings you attended before you were given a Communist Party card?

Mr. PAHINUI. Yes, about five meetings, five or four, at the most.

Mr. TAVENNER. Four or five meetings. Who gave you the Communist Party card?

Mr. PAHINUI. Julian Napuunoa.

Mr. TAVENNER. Did you pay dues?

Mr. PAHINUI. Yes.

Mr. TAVENNER. How much were the dues?

Mr. PAHINUI. I paid a dollar a month.

Mr. TAVENNER. Who did you pay your dues to?

Mr. PAHINUI. To Benny—I mean Julian Napuunoa.

Mr. TAVENNER. Now, you have told us that you attended, I believe, about five meetings at the home of Ben Kaahawinui. You have also told us the names of those who were present at the first meeting. Will you give me the names of any others who were present at any of these five meetings?

Mr. PAHINUI. Well, they had Robert Lum.

Mr. TAVENNER. Robert Lum. L-u-m.

Mr. PAHINUI. Yes. And John Akana, I believe.

Mr. TAVENNER. I didn't understand the last name.

Mr. PAHINUI. John Akana, and Tim Freeman.

Mr. TAVENNER. Jim Freeman?

Mr. PAHINUI. No, Tim. I think it was Tim Freeman.

Mr. TAVENNER. Tim Freeman. Did you say "Tim"?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Do you know how this man Freeman, whom you say was Tim Freeman, was employed?

Mr. PAHINUI. No, I don't. He just came up there giving advice to the leaders up there, most of the time, but I don't know whether he is employed any place any time.

Mr. TAVENNER. He came and gave advice?

Mr. PAHINUI. Yes.

Mr. TAVENNER. To the members at the meeting?

Mr. PAHINUI. Yes.

Mr. TAVENNER. I hand you a photograph, and I ask you to examine it, and state whether or not that is the man to whom you referred as Tim Freeman?

Mr. PAHINUI. That is the man.

Mr. TAVENNER. He is the man?

Mr. PAHINUI. Yes.

Mr. TAVENNER. I desire to offer this photograph in evidence, and mark it "Exhibit Pahinui No. 1."

Mr. WALTER. Without objection, it will be received.<sup>14</sup>

Mr. TAVENNER. Do you know whether the person whose photograph you have just identified, is also known as James Freeman?

Mr. PAHINUI. No, that is the only name he came under, so far as I know.

Mr. TAVENNER. As you understood it, it was Tim Freeman and not Jim Freeman?

<sup>14</sup> Retained in committee files.

Mr. PAHINUI. Not Jim Freeman.

Mr. TAVENNER. But, at any rate, the man whose photograph you identified is the man who attended this meeting?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Now, can you give us the names of other persons who were present at these meetings?

Mr. PAHINUI. At Ben Kaahawinui's home?

Mr. TAVENNER. Yes.

Mr. PAHINUI. Well, Yukio Abe, onetime secretary of the ILWU, I think, and Jack Kawano, onetime president of the ILWU. And there was Harry Kimoto, president of 136 local ILWU. I think that is all I can remember at this time.

Mr. TAVENNER. Tell us just how you were offered the Communist Party card.

Mr. PAHINUI. Well, it was just given to me. It was just given to me like if I give a paper to somebody else.

Mr. TAVENNER. Were those Communist Party meetings which you were attending at the home of Ben Kaahawinui?

Mr. PAHINUI. Yes.

Mr. TAVENNER. How do you know they were Communist Party meetings?

Mr. PAHINUI. Well, on the card it says, "Communist Party, U. S. A."

Mr. TAVENNER. Well now, tell me of anything that happened at those meetings which would indicate to you that they were meetings of the Communist Party.

Mr. PAHINUI. No; I cannot give you any certain estimate of finding out whether it was a Communist meeting, but it was always about union activities mostly.

Mr. TAVENNER. They talked mostly about union activities.

Mr. PAHINUI. That is right.

Mr. TAVENNER. Were you given any literature?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Can you tell us what kind of books or pamphlets were given you?

Mr. PAHINUI. I don't take a look at that.

Mr. TAVENNER. You didn't take a look at it? Do you recall whether some of them were about the Communist Party, in the talk about them?

Mr. PAHINUI. Yes. There was a lot of them. All of them, in fact, what I had were all about the Communist Party.

Mr. TAVENNER. They were all about the Communist Party. Did they ask you to buy those pamphlets and books?

Mr. PAHINUI. Yes.

Mr. TAVENNER. From whom did you buy them?

Mr. PAHINUI. From Ben Kaahawinui.

Mr. TAVENNER. From whom?

Mr. PAHINUI. Ben Kaahawinui.

Mr. TAVENNER. Well, were you required to buy them or did they just leave it up to you whether you wanted to buy them or not?

Mr. PAHINUI. Well, if you didn't have the money to buy it right away, they buy it for you and you pay them later.

Mr. TAVENNER. In other words, it was required that you have the books, whether you paid for them then or not?

Mr. PAIHINUI. That is right.

Mr. TAVENNER. What did they tell you to do with these books?

Mr. PAIHINUI. Well, they told me to read it. After I am through, give it to my friend, and I could have him come in, too, maybe he might like the way the pamphlet is written.

Mr. TAVENNER. In other words, after you had read it and became acquainted with it, to use it to get some friend—

Mr. PAIHINUI. Into the Communist Party.

Mr. TAVENNER. Well, did you try to get a friend into the Communist Party?

Mr. PAIHINUI. No. I wanted to make sure it was a benefit to me, it will be of benefit to my friend.

Mr. TAVENNER. You wanted to make certain first that it was going to benefit you before you would ask a friend to come in?

Mr. PAIHINUI. Oh, yes. I didn't want my friend to have any hard feelings toward me because of making a foolish move or like that.

Mr. TAVENNER. Did you ask any friend to come in?

Mr. PAIHINUI. No, I never did.

Mr. TAVENNER. Why?

Mr. PAIHINUI. Because when I had the Communist card I thought maybe it was a bad move to make until I am sure I am going to have something or my money's worth before I do such a thing.

Mr. TAVENNER. Did you ever become sure of whether or not it was of benefit to you?

Mr. PAIHINUI. Well, to find out I kept on going.

Mr. TAVENNER. Well, did you get your money's worth?

Mr. PAIHINUI. No, I never did get a cent's worth.

(Laughter in the audience.)

Mr. TAVENNER. Therefore, you did not ask any of your friends to come in.

Mr. PAIHINUI. That is right.

Mr. TAVENNER. Now, you said the first five meetings were held at the home of Ben Kaahawinni.

Mr. PAIHINUI. Yes.

Mr. TAVENNER. After that time, where were the meetings held, or tell us about the next meeting after that.

Mr. PAIHINUI. Do you mean to the different places?

Mr. TAVENNER. The different places.

Mr. PAIHINUI. The next place I went to was Jack Kimoto's home.

Mr. TAVENNER. Jack Kimoto?

Mr. PAIHINUI. Yes. That is where we have a joint meeting of two longshore groups.

Mr. TAVENNER. When you say "two longshore groups," you are not talking of members of the union as such, are you?

Mr. PAIHINUI. No. See, they organize that as two groups instead of one, one longshore group as a whole.

Mr. TAVENNER. When you say "two longshore groups," you mean two groups of Communists who were also members of the longshore union?

Mr. PAIHINUI. Yes; that is right.

Mr. TAVENNER. What were those two groups?

Mr. PAIHINUI. One was called McCabe-Hamilton group and the other one was called Castle and Cooke group.

Mr. TAVENNER. The reason they were called by those two names is that those were the unions working for those companies; is that it?

Mr. PAHINUI. Yes, sir.

Mr. TAVENNER. But the groups you mentioned were Communist Party groups.

Mr. PAHINUI. Communist Party groups.

Mr. TAVENNER. Were the persons who attended those meetings members of the Communist Party, so far as you knew?

Mr. PAHINUI. Yes.

Mr. TAVENNER. What was the reason for this meeting of the two groups together?

Mr. PAHINUI. Well, they still talk about union activities.

Mr. TAVENNER. Will you state that over again?

Mr. PAHINUI. They still talk about the union activities.

Mr. TAVENNER. Who told you that the two groups would meet together; do you know?

Mr. PAHINUI. Ben Kaahawinui and Julian Napuunoa.

Mr. TAVENNER. Did he tell you why the two groups were meeting together at that time?

Mr. PAHINUI. No. They just told me they always get together after three or four meetings a month, they combine together to find out whether they are recruiting their groups.

Mr. TAVENNER. Who acted as chairman of the two groups when they met together?

Mr. PAHINUI. Jack Kimoto.

The TAVENNER. Well, did he give any instructions at that meeting to the members?

Mr. PAHINUI. Well, he just stated mostly, the talk, tried to tell you how to conduct a meeting and we have leadership in the Communist Party.

Mr. TAVENNER. Can you tell us who were present at that meeting? Will you name all you can think of, and when you give us the name of each person, tell us how he was employed, if you know.

Mr. PAHINUI. Well, Wilfred Oka. Wilfred Oka was one-time organizer of the ILWU. Henry Schmidt.

Mr. TAVENNER. Just a moment. Was Wilfred Oka the same person who testified here yesterday, or were you here yesterday?

Mr. PAHINUI. Yes; I was here, yesterday. I was in back there.

Mr. TAVENNER. Did you see him on the witness stand?

Mr. PAHINUI. That is right.

Mr. TAVENNER. Was he the same person?

Mr. PAHINUI. That is right.

Mr. TAVENNER. All right.

Mr. PAHINUI. And Henry Schmidt, a trouble-shooter for the ILWU.

Mr. TAVENNER. Henry Schmidt?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Is that the same Henry Schmidt who was tried along with Bridges and convicted recently in California?

Mr. PAHINUI. That is right.

Mr. TAVENNER. You say he was present at the meeting?

Mr. PAHINUI. At the meeting at Kimoto's home. Then Yukio Abe, one-time secretary—I don't know if he is still the secretary—of the ILWU.

Mr. TAVENNER. At any rate, he was an official?

Mr. PAHINUI. Something like that.

Mr. TAVENNER. Had an office or position?

Mr. PAHINUI. Yes, sir.

Mr. TAVENNER. With the ILWU?

Mr. PAHINUI. Yes.

Mr. TAVENNER. All right.

Mr. PAHINUI. Jack Kawano.

Mr. TAVENNER. Jack Kawano? What position did he hold at that time?

Mr. PAHINUI. President of 137 at that time.

Mr. TAVENNER. Yes.

Mr. PAHINUI. And Frank Kalua. He was in the executive board.

Mr. TAVENNER. Frank who?

Mr. PAHINUI. Kalua.

Mr. TAVENNER. Kalua. What position, if any, did he hold at that time?

Mr. PAHINUI. He was in the executive board at the same time I was.

Mr. TAVENNER. He was on the executive board.

Mr. PAHINUI. Yes.

Mr. TAVENNER. Of what union?

Mr. PAHINUI. One hundred and thirty-seven.

Mr. TAVENNER. One hundred and thirty-seven. And did you say you were on the same executive board?

Mr. PAHINUI. Yes.

Mr. TAVENNER. All right.

Mr. PAHINUI. They had Julian Napuunoa there.

Mr. TAVENNER. Now, how was he employed or what position did he hold, if any?

Mr. PAHINUI. I think he was second—well, he had some kind of official position right next to Jack Kawano, I think, at that time.

Mr. TAVENNER. Official of what?

Mr. PAHINUI. ILWU.

Mr. TAVENNER. ILWU.

Mr. PAHINUI. Yes.

Mr. TAVENNER. Was it local—

Mr. PAHINUI. One hundred and thirty-seven.

Mr. TAVENNER. How is that?

Mr. PAHINUI. One hundred and thirty-seven.

Mr. TAVENNER. Can you gentlemen hear him?

Mr. WALTER. Yes.

Mr. TAVENNER. All right.

Mr. PAHINUI. They had Ben Kaahawinui.

Mr. TAVENNER. Yes.

Mr. PAHINUI. He was business agent at that time.

Mr. TAVENNER. He was business agent for what?

Mr. PAHINUI. For the ILWU, local 137. And they had Frank or John Akana, his name was, which he was in the executive board, too.

Mr. TAVENNER. What position did he hold?

Mr. PAHINUI. As executive board. He must be some kind of official, I guess. And they had Cablay. I don't know his first name.

Mr. TAVENNER. What was the last name?

Mr. PAHINUI. Cablay.

Mr. TAVENNER. Cablay?

Mr. PAIHINUI. Yes. Cablay.

Mr. TAVENNER. What was his first name, do you know?

Do you think you would know it if you heard the name?

Mr. PAIHINUI. Well, I cannot say about that because I just know the last name.

Mr. TAVENNER. You just know the last name. Now, see if you can recall others.

Mr. PAIHINUI. Jack Kawano was president of that union.

Mr. TAVENNER. I think you have given us his name.

Mr. PAIHINUI. Eileen Fujimoto.

Mr. TAVENNER. What Fujimoto?

Mr. PAIHINUI. Eileen Fujimoto.

Mr. TAVENNER. Eileen Fujimoto. How was she employed, do you know?

Mr. PAIHINUI. I think she was working in the office at the ILWU at that time.

Mr. TAVENNER. Was she a secretary to any particular individual?

Mr. PAIHINUI. That I really don't know. And they had David Kamaka.

Mr. TAVENNER. David Kamaka?

Mr. PAIHINUI. Yes.

Mr. TAVENNER. He has already testified.

Mr. PAIHINUI. Yes.

Mr. TAVENNER. Before the committee.

Mr. PAIHINUI. Either him or William Kamaka.

Mr. TAVENNER. Speak a little louder, please.

Mr. PAIHINUI. It is either William Kamaka or David Kamaka.

Mr. TAVENNER. You are not certain whether it is William or David?

Mr. PAIHINUI. No, because the name is between David and William.

Mr. TAVENNER. But you know it was one of those two?

Mr. PAIHINUI. Yes.

Mr. TAVENNER. All right. Can you recall any others?

Mr. PAIHINUI. I am not very sure.

Mr. TAVENNER. Do you know a person by the name of Domingo—

Mr. PAIHINUI. Cariaso.

Mr. TAVENNER. Cariaso.

Mr. PAIHINUI. Yes.

Mr. TAVENNER. Was he there?

Mr. PAIHINUI. He was there in Ben Kaahawinui's home.

Mr. TAVENNER. He attended the meeting at Ben Kaahawinui's home?

Mr. PAIHINUI. Yes.

Mr. TAVENNER. Cariaso. What position did he hold, if any?

Mr. PAIHINUI. Well, at that time he was in the executive board, too.

Mr. TAVENNER. Executive board. Executive board of what?

Mr. PAIHINUI. ILWU, 137.

Mr. TAVENNER. And his first name was what?

Mr. PAIHINUI. Domingo Cariaso.

Mr. TAVENNER. Did you know a person by the name of Joe Blurr?

Mr. PAIHINUI. Yes; I think he was on the executive board, too, at that time.

Mr. TAVENNER. Well, did he attend any of those meetings?

Mr. PAHINUI. Yes; at Kimoto's home.

Mr. TAVENNER. Do you know whether "Joe Blurr" is his true name?

Mr. PAHINUI. No; I don't think that is his real name, but I think that is his professional name on the water front.

Mr. TAVENNER. That is his professional name.

Mr. PAHINUI. On the water front, like they use all the time, or something like that.

Mr. TAVENNER. Explain that a little further to me. I didn't understand it.

Mr. PAHINUI. Most of the boys know him by that name—"Joe Blurr." Nobody else knew him by his real name unless he work side by side with him, with the people he works with, I guess.

Mr. TAVENNER. Do you know his real name?

Mr. PAHINUI. No; I don't.

Mr. TAVENNER. How is that?

Mr. PAHINUI. I don't.

Mr. TAVENNER. All of these persons whom you have named that attended the joint meeting at the home of Jack Kimoto and who were members of a union seems to have had some official position in the union. Do you know why that was, why the members of the Communist Party were officials in the union?

Mr. PAHINUI. Well, the way I see it, they tried to run the thing their way, instead of how the rank and filers think.

Mr. TAVENNER. I am not certain that was plain what you said. Will you state that over?

Mr. PAHINUI. They wanted to run the meeting according to the way they wanted to run it, not the way the rank and filers want it.

Mr. TAVENNER. Explain a little more what you mean.

Mr. PAHINUI. Well, as you know, when they conduct a meeting and want to pass some kind of minutes in a meeting, like maybe make something to benefit the men, that if the men want to pass it, they will, and if they don't, they won't.

Mr. TAVENNER. If I understand you correctly, the Communist Party would endeavor to get into its membership persons who were leaders.

Mr. PAHINUI. Yes.

Mr. TAVENNER. And who held official positions.

Mr. PAHINUI. Yes.

Mr. TAVENNER. In the various unions.

Mr. PAHINUI. Yes.

Mr. TAVENNER. Is that right?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Well, do you know whether or not these persons you knew as members of the Communist Party endeavored to get their own members promoted to higher positions in the union?

Mr. PAHINUI. Yes. You see, any one person won't have a chance to run against the ones that are running already. Like if you have a president running, the opponent won't have a chance.

Mr. TAVENNER. The average man, rank-and-file man, of the labor union, would not have a chance, you say?

Mr. PAHINUI. That is right.

Mr. TAVENNER. Well, did it work out the same way with regard to policies?

Mr. PAHINUI. Well, policies were made by the executive board and taken to the rank and file. If the rank and file don't want it, they throw it away, but most of the time the people that do the talking are always Communists themselves. They do all the talking.

Mr. TAVENNER. I wonder if you would change chairs. That is an unusually noisy chair. Is that one better?

Mr. PAHINUI. I think this one is a little worse.

Mr. TAVENNER. Well, did the rank and file of the membership of your local union know that you and the other persons you have mentioned, who occupied high positions in the union, were members of the Communist Party?

Mr. PAHINUI. No.

Mr. TAVENNER. Why didn't you tell them you were a member of the Communist Party?

Mr. PAHINUI. I wasn't so sure I was doing the right thing at the moment.

Mr. TAVENNER. Why didn't the other persons like the ones whose names you have mentioned tell the rank and file that they were members of the Communist Party; do you know?

Mr. PAHINUI. Well, if they told them, I think they would tell them to go to Russia, I think. [Laughter in the audience.]

Mr. TAVENNER. In other words, if the rank and file of your local union had known that those men who were their leaders were members of the Communist Party, they would likely have changed their leadership?

Mr. PAHINUI. That is right.

Mr. TAVENNER. Were you told by the members of the Communist Party whether you should tell other people whether you were a Communist or not?

Mr. PAHINUI. They told me not to tell.

Mr. TAVENNER. Not to tell. Did they tell you why they didn't want you to tell?

Mr. PAHINUI. No; they didn't say anything about that. They just said, "Don't tell," that is all.

Mr. TAVENNER. Do you think if it had been told that those leaders were members of the Communist Party, the rank and file would have put them out of their leadership?

Mr. PAHINUI. Oh, yes.

Mr. TAVENNER. Now, tell the committee, if you can, how these various officials, how these men who occupied positions in the union, were chosen to be candidates. How did they select the candidates: who selected them?

Mr. PAHINUI. That I don't know very much about, but the point is that always the Communist Party members are the active ones to move everything that they want to move on their side. You can't ever beat them. They are active. And they are known among their fellow workers and they always have the chance to always move their fellow workers with them and go and get what they want.

Mr. TAVENNER. How many meetings did you attend at the home of Jack Kimoto?

Mr. PAHINUI. About three meetings.

Mr. TAVENNER. About three meetings. These persons whose names you have mentioned as having attended this joint meeting of the Communist Party groups from the two employers that you mentioned, how do you know those persons that attended that meeting were members of the Communist Party?

Mr. PAHINUI. Well, that is the only kind of people that shows up there, and nobody else. [Laughter in audience.]

And I saw only "Joe Bluri's" party group, so far as I know, and that is what makes me, gives me the impression that they all must be Communists.

Mr. TAVENNER. You had been asked to become a member of their group and were given a card, weren't you?

Mr. PAHINUI. Yes.

Mr. TAVENNER. You have told us the name of the chairman of this meeting, this first meeting, but I have forgotten the name you mentioned. The first meeting at Kimoto's house.

Mr. PAHINUI. That was Jack Kimoto.

Mr. TAVENNER. Now, who were the other officials of these groups, do you know? Did they have a secretary and treasurer?

Mr. PAHINUI. Well, they never bring up to me who was the chairman of the group, or secretary, or anything like that.

Mr. TAVENNER. Now, you say there were three of these meetings held at the home of Jack Kimoto?

Mr. PAHINUI. Yes.

Mr. TAVENNER. What kind of meetings were they? Meetings of what group?

Mr. PAHINUI. Well, they always talked about the union activities. That is what they always talk about, and they don't talk about other things.

Mr. TAVENNER. They were talking about union activities?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Tell us more about the group, the designation, the name of the group that met at Jack Kimoto's.

Mr. PAHINUI. Well, that is the one I just gave the name.

Mr. TAVENNER. The one you just named?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Well, what was that? I am not talking now about the names of the persons, but what did they call the group?

Mr. PAHINUI. Well, they just called them a Communist group, that is all according to my understanding.

Mr. TAVENNER. Now, who attended these other two meetings you have told us about; the first one, as to who attended?

Mr. PAHINUI. And the second one.

Mr. TAVENNER. The same ones?

Mr. PAHINUI. No. The two.

Mr. TAVENNER. Did the same persons attend the second and third meeting at Jack Kimoto's who attended at the first, or substantially the same?

Mr. PAHINUI. Yes. Well, they recruited some more fellows, but I don't know their names. They were just recruiting at that time, too.

Mr. TAVENNER. You are not able to recall the names of the persons that they recruited at these other two meetings?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Now, what was their plan for recruiting new members? Tell us how that was done, and what was said in the meetings about it?

Mr. PAHINUI. Well, they usually say, at the meeting, that it was a good thing, and a benefit for the labor cause, at which most of the

recruits showed up, and after that they did not show up any more.

Mr. TAVENNER. In their meetings did they discuss their plans for recruiting new members?

Mr. PAIHINUI. Yes.

Mr. TAVENNER. New members for what?

Mr. PAIHINUI. For the Communist Party.

Mr. TAVENNER. I would like for you to think and see if you can recall the names of any of those recruits who were brought in, in the same way you had been brought in, to begin with?

Mr. PAIHINUI. Well, I don't think I can pick their names out. There were some Filipino boys, and it is hard to pronounce their names.

Mr. TAVENNER. Do you know a man by the name of Herman Ing?

Mr. PAIHINUI. Yes; he was one of them.

Mr. TAVENNER. And who is that?

Mr. PAIHINUI. He was one of the recruits, too.

Mr. TAVENNER. He was one of the recruits?

Mr. PAIHINUI. Yes.

Mr. TAVENNER. How was he employed, do you know?

Mr. PAIHINUI. He was employed at McCabe, Hamilton & Renney at this time.

Mr. TAVENNER. Did he stay in?

Mr. PAIHINUI. He must be, because I understand he is, and he was while I was attending the meeting; he was still there.

Mr. TAVENNER. He was still there when you left? Is that it? I don't know whether I understood.

Mr. PAIHINUI. When I was going to the meetings he was still there.

Mr. TAVENNER. Oh, yes. While you were attending the meetings he was still there?

Mr. PAIHINUI. Yes.

Mr. TAVENNER. Can you recall the names of any others?

Mr. PAIHINUI. No.

Mr. TAVENNER. Do you know a person by the name of Levi Kealoha?

Mr. PAIHINUI. Yes.

Mr. TAVENNER. Tell us what you know about his connection with the Communist Party group, if any?

Mr. PAIHINUI. Well, he was at Kimoto's home, and sometimes he was out at Ben Kaahawinui's home.

Mr. TAVENNER. Can you tell us how many meetings of the Communist Party he attended?

Mr. PAIHINUI. Well, I figured he attended about six meetings.

Mr. TAVENNER. Do you know what position he held, if any?

Mr. PAIHINUI. At that time I think he was third vice president of the ILWU, 137.

Mr. TAVENNER. Can you name any persons who came into the Communist Party and then quit?

Mr. PAIHINUI. Well, there was one, a Robert Lum; that is the only one I knew who came in the party. When they gave him a party card he broke it all up, and so he stopped going to the meetings, and did not go again.

Mr. TAVENNER. He broke the card up?

Mr. PAIHINUI. Yes; that's right.

Mr. TAVENNER. Did he come to any meetings after he broke the card up?

Mr. PAHINUI. Never again.

Mr. TAVENNER. Do you know of any other person besides Lum?

Mr. PAHINUI. No.

Mr. TAVENNER. You mentioned the fact that a Mr. Schmidt attended this first meeting at the home of Jack Kimoto, when the two groups met together?

Mr. PAHINUI. Yes, sir.

Mr. TAVENNER. Tell us more about Schmidt. What was his first name, do you recall?

Mr. PAHINUI. Henry.

Mr. TAVENNER. What part did he take in the meetings?

Mr. PAHINUI. He did not do anything. He just sat there all through the meeting.

Mr. TAVENNER. Do you know what position he held at that time?

Mr. PAHINUI. Well, he came from the mainland at that time. He was down here to represent the dock strike threat, I think, in 1937—1947. That is what he was down here for.

Mr. TAVENNER. Did he attend more than one of the Communist Party meetings?

Mr. PAHINUI. Well, he only showed up at that one time, and never came again, because he went back home.

Mr. TAVENNER. Did you ever talk to him yourself?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Did he ever have anything to say to you about the Communist Party?

Mr. PAHINUI. No.

Mr. TAVENNER. You mentioned a person that you referred to as Tim Freeman. Tell us more about his attendance at the Communist Party meetings.

Mr. PAHINUI. Well, he was something like an organizer for the Communist Party. He was organizing, or tried to organize, some more of the members. He was trying to tell the members how to organize the party.

Mr. TAVENNER. He would tell them what?

Mr. PAHINUI. How to organize the party, but which I did not use. I guess somebody else did, maybe, the other boys, maybe they did, but I did not use anything; so I did not make an effort to try.

Mr. TAVENNER. How many meetings did he attend?

Mr. PAHINUI. Two meetings at Ben Kaahawinui's home, and one at Kimoto's home.

Mr. TAVENNER. Now, when this man Freeman gave instructions about organizing the Communist Party, would he give these instructions openly in the meetings to all the members?

Mr. PAHINUI. No: just mostly to the ones that are active.

Mr. TAVENNER. Just to the ones that were active?

Mr. PAHINUI. That's right.

Mr. TAVENNER. Well, did you hear him giving the instructions?

Mr. PAHINUI. Well, I only heard a little bit, how he mentioned it, to go out and try to bring the members in, see, but it is not easy the way he said it, but I think about how it is.

Mr. TAVENNER. Well, see if you can tell us something about the way in which he said it should be done.

Mr. PAHINUI. Well, he says to talk to the person, and then give him some of the literature we had, to let the person read it first, to get so he can refresh his memory after that; he might want to think it over, and might come in, and you can have a talk with him now and then. That is as far as I went through that talk we had.

Mr. TAVENNER. Did you subscribe to any Communist Party papers or publications?

Mr. PAHINUI. No.

Mr. TAVENNER. Now, after having testified this far about Communist Party activities, can you recall at this time the names of any other persons who took part in the Communist Party meetings, or who were present at the Communist Party meetings with you?

Mr. PAHINUI. No.

Mr. TAVENNER. Now, how long were you in the Communist Party?

Mr. PAHINUI. About 7 to 8 months.

Mr. TAVENNER. Are you now a member of the party?

Mr. PAHINUI. No.

Mr. TAVENNER. Tell us about how you got out, and why.

Mr. PAHINUI. Well, I just left the party, being I never had my money's worth, and I left it on account of my wife, and she told me if I did not like to live with her I could leave, and so I decided to give up. She said if I quit now it would be much better than if I quit later, or get hurt later, and I took my wife's advice. It sometimes pays off.

Mr. TAVENNER. When you stopped going to the Communist Party, did you tell any member that you were withdrawing from the party?

Mr. PAHINUI. No.

Mr. TAVENNER. Did you write any letter of any kind?

Mr. PAHINUI. No.

Mr. TAVENNER. Did you turn your book in?

Mr. PAHINUI. No; I burned everything. My wife helped me do it. She told me to burn everything, and not to go to any more meetings.

Mr. TAVENNER. Your wife helped you to burn everything?

Mr. PAHINUI. Yes.

Mr. TAVENNER. Have you been asked to go back since?

Mr. PAHINUI. No.

Mr. TAVENNER. I have no further questions.

Mr. MOULDER. You say that you received a Communist Party membership card. Who delivered the card to you?

Mr. PAHINUI. Julian Napuunoa; he delivered the card to me personally.

Mr. WALTER. Thank you very much.

(Witness excused.)

(Recess.)

Mr. WALTER. The meeting will be in order.

Mr. TAVENNER. Mr. James Freeman.

Mr. WALTER. Is Mr. Freeman in the room?

Mrs. BOUSLOG. I think he is outside. Here he is.

Mr. WALTER. Will you raise your right hand. Do you swear that the testimony you are about to give to be the truth, the whole truth, and nothing but the truth, so help you God.

Mr. FREEMAN. I do.

**TESTIMONY OF DWIGHT JAMES FREEMAN, ACCCOMPANIED BY HIS  
COUNSEL, HARRIET BOUSLOG**

Mr. TAVENNER. Are you Mr. Dwight James Freeman?

Mr. FREEMAN. Yes.

Mr. TAVENNER. Are you represented by counsel?

Mr. FREEMAN. I am.

Mr. TAVENNER. Will counsel please identify herself for the record?

Mrs. BOUSLOG. I would like my name, Harriet Bouslog, to be entered of record as counsel for Dwight James Freeman, and at this time I would like to file with the committee a motion to quash the subpoena served upon Dwight James Freeman.

Mr. WALTER. It will be received for the record.<sup>15</sup>

Mr. HARRISON. The motion is the same as the other.

Mrs. BOUSLOG. Yes; Mr. Committeeman.

Mr. TAVENNER. Are you sometimes known or referred to as James Freeman?

Mr. FREEMAN. Yes.

Mr. TAVENNER. And also as Jim Freeman?

Mr. FREEMAN. Yes.

Mr. TAVENNER. Where do you presently reside?

Mr. FREEMAN. 30 Dewey Court, Honolulu, T. H.

Mr. TAVENNER. How long have you resided there?

Mr. FREEMAN. Several months. I don't know the exact date we moved there.

Mr. TAVENNER. How are you employed?

Mr. FREEMAN. Ask that question again, please.

Mr. TAVENNER. How are you employed?

Mr. FREEMAN. I am unemployed at the present time.

Mr. TAVENNER. How long have you been unemployed?

Mr. FREEMAN. Since Friday of last week.

Mr. TAVENNER. What was your position prior to Friday of last week?

Mr. FREEMAN. I was working on a construction job.

Mr. TAVENNER. For whom?

Mr. FREEMAN. C. W. Winstedt, Ltd.

Mr. TAVENNER. Did you hold any other position at that time?

(Confers with counsel.)

Mr. FREEMAN. On the advice of counsel, I refuse to answer that question on the ground that it might tend to incriminate me, and for the other reasons stated in the motion to quash this subpoena.

Mr. TAVENNER. What is your educational background, Mr. Freeman?

Mr. FREEMAN. I went through grade school.

Mr. TAVENNER. When and where were you born?

Mr. FREEMAN. Born in Oklahoma, January 2, 1912.

Mr. TAVENNER. Will you please give the committee a brief outline of your work record or occupation record?

Mr. FREEMAN. On the advice of counsel I refuse to answer that, on the ground that it might tend to incriminate me, and for the further reasons as stated in the motion.

<sup>15</sup> Text of motion to quash service of subpoena by Dwight James Freeman is identical with the motion filed on behalf of Wilfred Oka by his attorney, Harriet Bouslog. See p. 1550.

Mr. TAVENNER. When did you come to Hawaii?

Mr. FREEMAN. It was sometime in the first part of 1942.

Mr. TAVENNER. Have you remained in Hawaii all the time since 1942?

Mr. FREEMAN. No, sir.

Mr. TAVENNER. Where were you living before you came to Hawaii in 1942?

Mr. FREEMAN. If I remember correctly, I think I was living in Oakland, Calif.

Mr. TAVENNER. Oakland, Calif.; where did you live in Oakland, Calif.?

Mr. FREEMAN. I am not real positive of that address. I think it was 100 Ninth Street.

Mr. TAVENNER. How long had you lived there?

Mr. FREEMAN. I think I had lived there something over a year, but I would not say exactly how long it was.

Mr. TAVENNER. Did you live there as early as February or March of 1941?

Mr. FREEMAN. I think it is possible.

Mr. TAVENNER. Prior to that—prior to your living in Oakland, Calif., where did you live?

Mr. FREEMAN. If I remember correctly, I think I was staying with my mother, in southern California, Garden Grove.

Mr. TAVENNER. Garden Grove, Calif. Where did you live in Garden Grove?

Mr. FREEMAN. I don't remember the number.

Mr. TAVENNER. Do you remember the street?

Mr. FREEMAN. I would not be positive, not on that, but I think it was G Street.

Mr. TAVENNER. Did you at any time live at 33 Fourth Street, Garden City—I mean Garden Grove, Calif.?

Mr. FREEMAN. It is possible.

Mr. TAVENNER. Did you live there in 1940, say, during the month of October 1940?

Mr. FREEMAN. I was staying at my mother's address in Garden Grove in 1940.

Mr. TAVENNER. In October 1940. Would that include October 1940?

Mr. FREEMAN. I don't remember for sure, sir.

Mr. WALTER. What was your mother's address?

Mr. FREEMAN. That is what I stated. I don't remember for sure. I lived a lot of places in the last few years. To remember them all is an impossible job.

Mr. TAVENNER. Let's see, let's see where some of the other places are. Have you ever lived in Salt Lake City?

Mr. FREEMAN. Yes. I have lived in Salt Lake City.

Mr. TAVENNER. Did you live there in November 1942?

Mr. FREEMAN. I don't remember whether it was November or not.

Mr. TAVENNER. Where were you living in November 1942?

Mr. FREEMAN. As I stated, I don't remember whether it was in Salt Lake City or not. I am not sure of the exact dates.

Mr. TAVENNER. Well, when did you come to Salt Lake City to live?

Mr. FREEMAN. Sometime in the fall of 1942.

Mr. TAVENNER. When did you leave?

Mr. FREEMAN. In the spring of 1943.

Mr. TAVENNER. Then when you—well, now, let me ask you, where did you live when you were in Salt Lake City?

Mr. FREEMAN. I lived in Provo, Utah—well, I lived also in Provo, Utah, and Salt Lake City; what the addresses were, I don't remember.

Mr. TAVENNER. Do you remember the name of the street on which you lived while you were in Salt Lake City?

Mr. FREEMAN. No; I do not.

Mr. TAVENNER. Could it have been Third Avenue?

Mr. FREEMAN. It could have been. Even mentioning it, it does not bring it back to mind exactly. It was an apartment house. It was on the third floor.

Mr. TAVENNER. I think that this might help to refresh your recollection. Might it have been 217 Third Avenue, where you lived at Salt Lake City?

Mr. FREEMAN. I would have to check through my records, perhaps, to answer that question, sir.

Mr. TAVENNER. Now where did you move to in 1943? I understood you left Salt Lake City in 1943.

Mr. FREEMAN. I think I went to San Francisco.

Mr. TAVENNER. You moved there in the spring of 1943. How long did you live there?

Mr. FREEMAN. It was just for a short period. I enlisted in the service. I think it was either in July or August.

Mr. TAVENNER. So, you may have been there in the latter part of July or the first of August?

Mr. FREEMAN. Yes; I don't remember the exact dates I went in the service, sometime, I think it was—I enlisted one night sometime in August, if I remember correctly.

Mr. TAVENNER. Do you recall what street you lived on when you were in San Francisco?

Mr. FREEMAN. I think it was Washington Street, but I would not be positive of that.

Mr. TAVENNER. Was it 2572 Washington Street?

Mr. FREEMAN. I would not remember the number, sir.

Mr. TAVENNER. Now you stated you enlisted in August, probably, of 1943 in the Army.

Mr. FREEMAN. No; in the Navy Seabees.

Mr. TAVENNER. Well, what was the draft board to which you were subject?

Mr. FREEMAN. Southern California. I asked for a transfer to one of the draft boards in San Francisco, and then I enlisted in the Navy Seabees.

Mr. TAVENNER. Was your draft board No. 173, Anaheim, Calif.?

Mr. FREEMAN. It was in Anaheim. I don't recall the number. I could check that.

Mr. TAVENNER. But it was in Anaheim, although you don't recall the number of your board?

Mr. FREEMAN. Yes.

Mr. TAVENNER. I show you an application for voluntary induction, dated July 22, 1943, to Local Board 173 of Anaheim. Will you

state if that is the draft board to which you referred as having made the application to?

Mr. FREEMAN. So far as I know, that is. I think this may be the letter to the United States Navy.

Mr. TAVENNER. It appears to be signed by you, Dwight James Freeman. That is correct, isn't it?

Mr. FREEMAN. That's right.

Mr. TAVENNER. That is your signature?

Mr. FREEMAN. It looks like it. I signed such a form.

Mr. TAVENNER. Well, is there any doubt about it?

Mr. FREEMAN. I said it looked like my signature. I signed such a form. I am not a handwriting expert.

Mr. TAVENNER. But you know your own signature, don't you? You know what you signed?

Mr. FREEMAN. I stated it looked like my signature. I signed such a form.

Mr. TAVENNER. Do you believe it is your signature?

Mr. FREEMAN. I believe so.

Mr. TAVENNER. Here is a photostatic copy of a letter, addressed to Local Board 173. If there is any doubt about it, will you examine that letter and state whether or not you wrote it? [Handing document to witness.]

You have examined the letter?

Mr. FREEMAN. I have.

Mr. TAVENNER. Is it your letter?

Mr. FREEMAN. It looks like it; yes. I think I wrote such a letter; yes.

Mr. TAVENNER. Well, it is written in longhand, isn't it?

Mr. FREEMAN. Yes.

Mr. TAVENNER. Signed in longhand?

Mr. FREEMAN. Yes.

Mr. TAVENNER. Well, did you write the letter?

Mr. FREEMAN. I said I wrote such a letter.

Mr. TAVENNER. Well, did you write this letter?

Mr. FREEMAN. I said I wrote such a letter. That could very well be it. It looks like my signature. I am not denying—

Mr. TAVENNER. I know, but neither are you admitting it.

Mr. FREEMAN. All right, then; it is. So far as I know, it is.

Mr. TAVENNER. It is your letter?

Mr. FREEMAN. Yes.

Mr. TAVENNER. Signed by you?

Mr. FREEMAN. Yes; I said as much to start with.

Mr. TAVENNER. No; you did not.

Mr. TAVENNER. I hand you now a third letter, dated November 15, 1942, addressed to the Local Board No. 3, in longhand, and ask you to examine that, and in order that there may be no misunderstanding about it, state whether or not you wrote the letter. Is this your letter, written by you?

Mr. FREEMAN. Yes.

Mr. MOULDER. That is a photostatic copy of his letter.

Mr. TAVENNER. Yes. That is a photostatic copy.

I hand you now a registration card from the draft board, and ask you to, or rather a photostatic copy of it—it appears to be signed with your name at the bottom. Will you examine it, please, and state whether or not you signed it?

(Witness examines document.)

Mr. TAVENNER. Is that your signature?

Mr. FREEMAN. Yes.

Mr. TAVENNER. I hand you now a photostatic copy of a typewritten letter, addressed to the Selective Service System, in which you request permission to leave the United States for 12 months in order to accept employment with the Pacific Bridge Co., contractors at Pearl Harbor, Territory of Hawaii, in which your name appears to be signed. Will you examine that photostatic copy and state whether or not that is your signature?

(Witness examines document.)

Mr. TAVENNER. Will you answer the question?

Mr. FREEMAN. State it again.

Mr. TAVENNER. After having examined the document I handed you, will you state whether or not it was signed by you, Dwight James Freeman.

Mr. FREEMAN. Yes.

Mr. TAVENNER. I hand you a photostatic copy of a request for transfer for delivery, bearing date July 22, 1943, addressed to your local board, and ask you whether or not your name is signed to it, and whether it is your signature?

(Witness examines document.)

Mr. TAVENNER. Is that your signature?

Mr. FREEMAN. Yes.

Mr. TAVENNER. I hand you now a photostatic copy of your selective-service questionnaire, on which there appears the registrant's affidavit, and ask you whether or not that is your signature to the affidavit.

(Witness examines the document.)

Mr. TAVENNER. Have you identified the signature forming part of the registrant's affidavit as your signature?

Mr. FREEMAN. It appears to be my signature. There is some on that there, I was a little confused about, because the letter "V" is not the way, the same type of "V" I make now. Compared with the others, it is not quite the same as the other signatures. I think it is my signature, and I remember giving this information contained on there in some form or other.

Mr. TAVENNER. You remember filing your selective-service questionnaire?

Mr. FREEMAN. Yes. The exact details of it I don't recall.

Mr. TAVENNER. I understand; but you recall signing it, do you not?

Mr. FREEMAN. Yes.

Mr. TAVENNER. And after having examined the signature, you are satisfied that it is your signature?

Mr. FREEMAN. I think it is my signature.

Mr. TAVENNER. What do you mean by "think"?

Mr. FREEMAN. I told you, on the first name, it is a little different compared with the other signatures that you have there—it is slightly

different. The "F" is exactly or appears to me to be the same, and I think it is my signature, and I signed such a statement to the Selective Service Board.

Mr. TAVENNER. Are you satisfied it is your signature?

Mr. FREEMAN. Yes, yes.

Mr. TAVENNER. I hand you now a photostatic copy of a page relating to the naming of the beneficiary in your war-risk insurance, which carries the name, the signature, "Dwight James Freeman," and ask you to examine your signature on that document and state whether or not you signed that document.

Mrs. BOUSLOG. Mr. Tavenner, this appears to be the eighth page of an additional document. Do you have the rest of the document present?

Mr. TAVENNER. I have addressed my question to the witness.

Mr. FREEMAN. I don't know that I understand the question.

Mr. WALTER. What is the question?

Mr. FREEMAN. The rest of the document that this is the eighth page of, is it present?

Mr. TAVENNER. No, Mr. Chairman. I do not have any paper other than the one I have handed relating to that document.

Mr. WALTER. For what purpose is this question asked?

Mr. TAVENNER. For the purpose of identifying his signature.

Mr. WALTER. I don't see any valid reason why you cannot answer that question.

Mr. FREEMAN. I was merely wanting to know what is on the rest of the document, that is all. As far as I know, that is my signature.

Mr. TAVENNER. I hand you another document, which is the oath of allegiance when you were inducted in the Navy, bearing date August 19, 1943, which bears the signature "Dwight James Freeman," and ask you if you signed the original of that document, and whether that is a copy of your handwriting, your signature.

(Witness examines document.)

Mr. TAVENNER. Is that your signature?

Mr. FREEMAN. Yes.

Mr. TAVENNER. I now hand you a photostatic copy of shipping articles, bearing date August 19, 1943, which purports to bear your signature, "Dwight James Freeman," and ask you to examine your signature and state whether or not that is a copy of your signature.

(Mr. Freeman confers with counsel.)

Mr. TAVENNER. Is that your signature?

Mr. FREEMAN. Yes.

Mr. TAVENNER. I hand you now a letter bearing date June 21, 1943, addressed to local board 173, Anaheim, Calif., purporting to bear your signature, the signature "D. J. Freeman—D. F.—D. J. Freeman," relating to an appeal. Will you examine that letter and state whether or not it was written by you and whether or not you signed it?

Mr. MOULDER. Mr. Chairman, may I suggest to counsel don't you think it would be better to mark those documents as exhibits before submitting them to the witness, so that the record will properly reflect the documents?

Mr. TAVENNER. Each of these documents has already been admitted in evidence and bears an exhibit number on the document.

Mr. MOULDER. I hadn't heard you make any reference to the exhibit.

Mr. TAVENNER. No, sir. That was done in Washington. I will present them here presently.

Was that letter written by you, in your own handwriting?

Mr. FREEMAN. Yes.

Mr. TAVENNER. And signed by you?

Mr. FREEMAN. Yes; well, I would like to correct that. It was signed by me. I would not guarantee the answer. I did not examine the whole letter. Whether or not it was my writing or I had somebody else write it.

Mr. TAVENNER. I will hand it back to you and ask you to examine it. (Witness examines letter again.)

Mr. FREEMAN. I cannot say by looking at it whether it is my handwriting or not, but I will say, if it is not, I did dictate this letter.

Mr. WALTER. Did you write such a letter?

Mr. FREEMAN. Yes.

Mr. WALTER. To the best of your recollection, it is that letter, that you wrote, you signed.

Mr. FREEMAN. Yes, sir.

Mr. WALTER. All right.

Mr. TAVENNER. You gave us your Honolulu address for the past few months, I believe. Where else have you lived in Honolulu other than the address that you gave?

Mr. FREEMAN. At what period are you referring, sir?

Mr. TAVENNER. Well, from the time you took up your residence in Honolulu.

Mr. FREEMAN. On advice of counsel I refuse to answer that question on the ground that it might tend to incriminate me, and on the other grounds already stated.

Mr. TAVENNER. In November 1948, did you live at 1920 Kahakai Street, in Honolulu?

Mr. FREEMAN. Would you state that address again, sir?

Mr. TAVENNER. 1920 Kahakai. My pronunciation is not reliable.

Mr. FREEMAN. Yes, sir.

Mr. TAVENNER. Mr. Chairman, each of the documents as to which the witness has identified his signature were received in evidence before this committee in testimony which I will presently present to you again to refresh your recollection. I ask that they be marked "James Freeman Exhibits K-1, K-2"—were marked as follows: The application for voluntary induction, of July 22, 1943, as "James Freeman Exhibit K-1."

Mr. WALTER. I don't think you should offer that because that is the one document, as I recall it, in which he expresses some doubt as to his signature.

Mrs. BOUSLOG. I think there is some misunderstanding. I think there is a misunderstanding.

Mr. FREEMAN. I don't think that is the document I had doubt on.

Mr. TAVENNER. Yes; I did not understand that there was any doubt regarding his signature on any of them, Mr. Chairman. That is my recollection.

Mr. WALTER. Let them be marked and received, and I will examine the testimony and if there is any doubt as to any one of them, as to that particular exhibit, it will be excluded.<sup>16</sup>

<sup>16</sup> Retained in committee files.

Mr. TAVENNER. I say this first document has been admitted in evidence as "James Freeman Exhibit K-1." The letter of June 6, 1943, addressed to the local board, as "Exhibit James Freeman K-2," another letter of Local Board 173, bearing date November 15, 1942, as "Exhibit K-3," the registration card as "Exhibit K-4," the letter to the Selective Service System, requesting permission to leave the United States for 12 months, as "Freeman Exhibit K-5," the request for delivery of July 22, 1943, "James Freeman Exhibit K-6," the selective service questionnaire as "James Freeman Exhibit K-7," the page relating to the beneficiary in an insurance policy as "James Freeman Exhibit K-8," the oath of allegiance as "K-9," the shipping articles as "K-10," and the letter of June 21, 1943, to local 173 as "K-11."

Mr. WALTER. Without objection, they will be received. I might state to counsel, if there is any reason you feel the documents should not be received—

Mrs. BOUSLOG. I would like to say that, not being aware of any prior testimony before this committee, not being appraised of the purpose for which this line of questioning is offered, or what its purpose or point is, I don't believe that there is any showing of any relevance to the purposes of this committee.

Mr. WALTER. I think your mind will be set straight with respect to that as we proceed.

Mr. MOULDER. The first one was K-1, and so on, but the witness hasn't testified as to K-1 except by your remarks when offering them. That is the reason I suggested they be marked before submitting them to the witness and referring to them as "Exhibit so-and-so."

Mr. TAVENNER. Each exhibit as presented to him was described and I used the same description in reading into the record the exhibit number, but if the committee desires, I will hand the entire group back to the witness and have him look them over again, if he desires to do so.

Mr. WALTER. I think they have been sufficiently identified.

Mr. TAVENNER. Mr. Freeman, did you make an application for a domestic money order on November 29, 1948, in the amount of \$15, made out to Felice Clark, 942 Market Street, San Francisco, Calif., and also three other money orders, one October 18, 1948, in the amount of \$24.05, to the same person at the same address, one of November 18, 1948, in the amount of \$74.63, to the same person at the same address, and the last dated December 28, 1948, to the same person at the same address? I hand you photostatic copies of such money orders or applications for such money orders and ask you to examine them in order to refresh your recollection.

(Witness examines documents referred to.)

Mr. FREEMAN. On advice of counsel I refuse to answer the question on the ground that it might tend to incriminate me, and on the other grounds already stated.

Mr. HARRISON. May I see the other exhibits, K-1, 2, 3, 4, 5, 6, and 7?

Mr. TAVENNER. Each of the four applications for money orders are marked at the lower right hand corner as "Q-1, Q-2, Q-3, and Q-4," respectively, having been introduced in evidence heretofore as "James Freeman Exhibits Q-1, Q-2, Q-3, and Q-4."<sup>17</sup>

<sup>17</sup> See pp. 1611-1614.

Form 8401 Rev. 7-26

**POST OFFICE DEPARTMENT** **No. 594829**  
 THIRD ASSISTANT POSTMASTER GENERAL  
 DIVISION OF MONEY ORDERS

Stamp of Issuing Office

**FEE**

The Postmaster  
 will insert

The fee is drawn on when the order  
 is paid by the recipient does not exceed  
 one hundred thousand dollars.

Fee is drawn on and is to be remitted in by the  
 Postmaster, and is to be filled in by him.

**Application for Domestic Money Order**

Space below to be filled in by purchaser, or, if necessary,  
 by another person for him.

Amount

15 Dollars 00 Cents

To be paid to  
 Felice Clark

At  
 96-70 Market  
 San Francisco, Calif.

Sent by  
 James Freeman  
 11920 Haibakus Street  
 Honolulu, T. H.

**PURCHASER MUST SEND ORDER AND COUPON TO PAYEE**  
 (FOR FEES SEE OTHER SIDE)

JAMES FREEMAN  
 EXHIBIT Q-1

POSTAGE PAID

POST OFFICE DEPARTMENT No. 728857  
THIRD ASSISTANT POSTMASTER GENERAL  
DIVISION OF MONEY ORDERS

Fee *13*

The Postmaster  
will insert  
*2405*

here  
the office drawn on. When the office  
named by the remitter does not trans-  
act money order business.

Spaces above this line are for the Postmaster's record to be filled in by him

**Application for Domestic Money Order**

Spaces below to be filled in by purchaser, or, if necessary,  
by another person for him

Amount—  
USE FIGURES  
DO NOT SPELL *25* Dollars *00* Cents

To be paid to *Julie Clark*  
Name of person or firm for whom order is intended

Whose address *942 Market St*  
City and State *San Francisco Calif*

Sent by *Jim Freeman*  
(*1920-3 Kuhio Dr*)  
City and State *Honolulu, T. T.*

PURCHASER MUST SEND ORDER AND COUPON TO PAYEE  
(FOR FILES SEE OTHER SIDE)

e18-8291-2

JAMES FREEMAN  
EXHIBIT Q-2

Form 6001 Rev. 7-45

POST OFFICE DEPARTMENT No. 787391

THIRD ASSISTANT POSTMASTER GENERAL Stamp of Issuing Office

DIVISION OF MONEY ORDERS

FEE *74*

The Postmaster  
will insert  
*7463*

here  
the name drawn on, when the office  
named by the remitter does not trans-  
act money order business

Never shade this line for the Postmaster's stamp to be applied to him

**Application for Domestic Money Order**

Spaces below to be filled in by purchaser, or, if necessary,  
by another person for him

**Amount**

USE FIGURES  
DO NOT SPELL *74* Dollars *63* Cents

*Julie Clark*

To be paid to *Julie Clark* (Name of person or firm for whom order is intended)

Whose address *142 Market* Street

City and State *San Francisco Calif*

Sent by *James Freeman* (Name of sender)

City and State *1420-2 Kahului* I. S. Street

**PURCHASER MUST SEND ORDER AND COUPON TO PAYEE  
(FOR FEES SEE OTHER SIDE)**

610-8261-8

JAMES FREEMAN  
EXHIBIT Q-3

Form 2001-Rat. 7-46

**POST OFFICE DEPARTMENT**  
THIRD ASSISTANT POSTMASTER-GENERAL  
DIVISION OF MONEY ORDERS

**No.** \_\_\_\_\_  
Stamp of Issuing Office

**Fee** *1.50*

The Postmaster  
will insert

here \_\_\_\_\_  
the office drawn on, when the office  
stamped by the receiver does not trans-  
act money order business.

Space above this line for the Postmaster's stamp or cancellation mark

**Application for Domestic Money Order**

Spaces below to be filled in by purchaser, or, if necessary,  
by another person for him.

**Amount** \_\_\_\_\_

USE FIGURES  
DO NOT SPELL *46* Dollars *00* Cents

To be paid to *Felice Clark*

Whose address *942 Market Street*

City and State *San Francisco, Calif.*

Sent by *James Freeman*

Day and Month *1946*

**PURCHASER MUST SEND ORDER AND COUPON TO PAYEE  
(FOR FEES SEE OTHER SIDE)**

JAMES FREEMAN

EXHIBIT Q-4

Mr. WALTER. Are you offering them in evidence?

Mr. TAVENNER. Having already offered them, I don't believe it is necessary to offer them in evidence, but I state it is merely for the purpose of identification.

Now, the payee on these applications, Mr. Freeman, is one Felice Clark. Who is Felice Clark?

Mr. FREEMAN. I refuse to answer the question on advice of counsel, on the ground that this might tend to incriminate me, and on the other grounds which have already been stated.

Mr. TAVENNER. The address given of Felice Clark is 942 Market Street, San Francisco, Calif. Do you know what institution or organization has its headquarters at that address?

Mr. FREEMAN. On advice of counsel I refuse to answer the question on the grounds that it might tend to incriminate me and for the other reasons already stated.

Mr. TAVENNER. You know it to be the headquarters of the Communist Party in San Francisco, do you not?

Mr. FREEMAN. On advice of counsel I refuse to answer the question on the ground this might tend to incriminate me and for the other reasons already stated.

Mr. TAVENNER. 1920 Kahakai Street, appearing below your signature, was the place of your residence on the dates of these applications, was it not?

Mr. FREEMAN. On advice of counsel I refuse to answer the question on the ground it might tend to incriminate me.

Mr. TAVENNER. Isn't it a matter of fact that you have already told the committee that that was your address in November 1948?

Mr. FREEMAN. I think the record will speak for itself.

Mr. TAVENNER. Were you prompted to make that reply by counsel? I withdraw the question.

But, if the chairman please, I think the witness is entitled to benefit of counsel but not to be prompted as to the replies that should be made.

Mr. WALTER. I don't agree entirely. If counsel wants to assume the responsibility of indicating what the answer ought to be—

Mrs. BOUSLOG. It seems to me, Mr. Chairman, that as a matter of law that is the correct interpretation. Let the record speak for itself.

Mr. TAVENNER. I now hand you, Mr. Freeman, photostatic copies of four money orders which have previously been admitted in evidence and designated, respectively, "Q-5, Q-6, Q-7, and Q-8," and I will ask you whether or not you obtained these four money orders in response to your own application and that you mailed those money orders, mailed them to Felice Clark? <sup>18</sup>

Mr. FREEMAN. On advice of counsel I refuse to answer the question on the grounds this might tend to incriminate me, and for the other reasons already stated.

Mr. TAVENNER. I will read for the record, first, Q-5, which is Felice Clark, and it is marked "Paid, December 7, 1948," and the second, which is Q-6, is payable to Felice Clark, and is marked "Paid January 3, 1949," and the third is, Q-8, and is payable to Felice Clark, and it is marked "Paid, November 24, 1948," and the last which is Q-7, is payable to Felice Clark, and marked "Paid, October 22, 1948."

Mr. Freeman, I hand to you a photograph which has been introduced in evidence as "Pahinui Exhibit No. 1," and I ask you if that is your photograph; a photograph of you? Will you answer the question, please?

Mr. FREEMAN. State the question, sir.

Mr. TAVENNER. You have examined the photograph which I handed you?

Mr. FREEMAN. Yes.

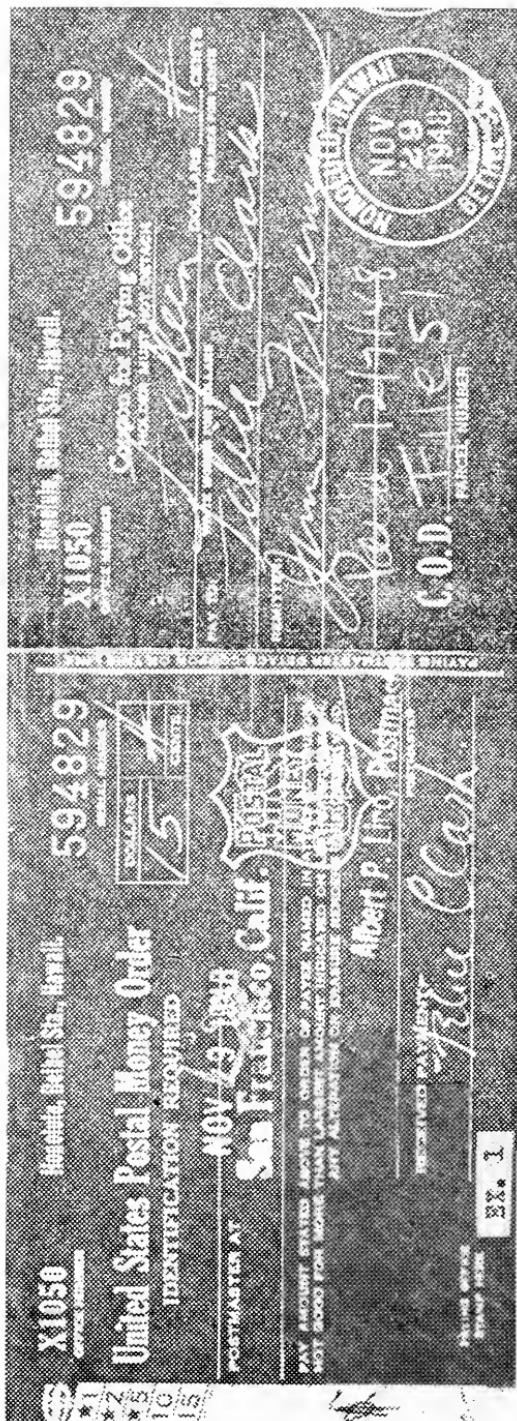
Mr. TAVENNER. Is it a photograph of you?

Mr. FREEMAN. Yes.

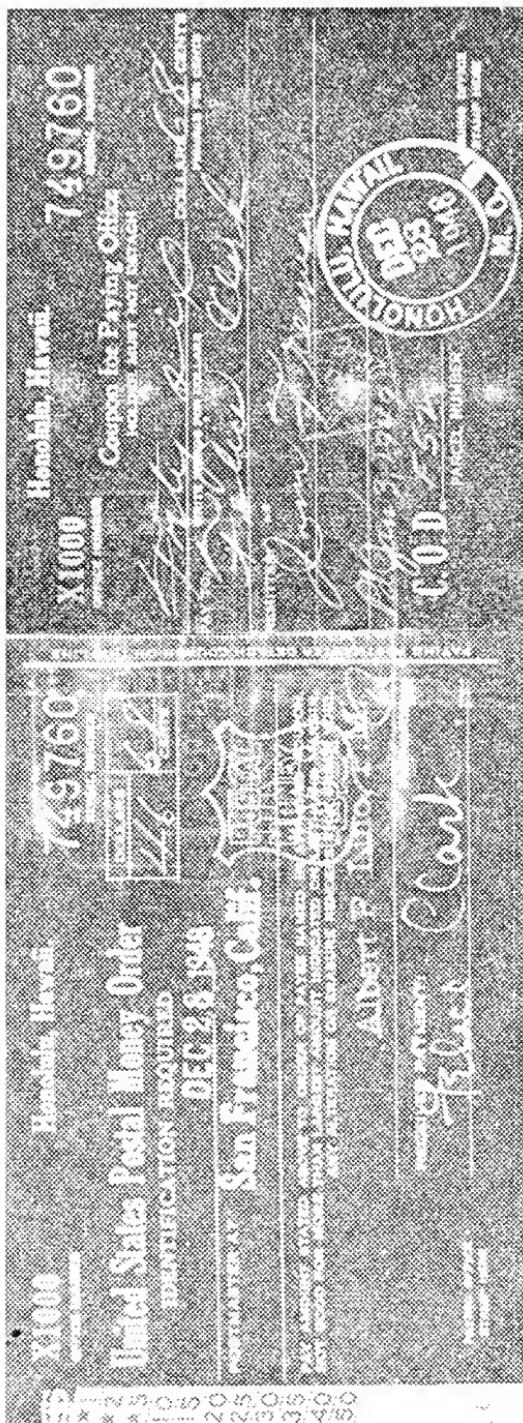
Mr. TAVENNER. Now, do you know Jack Hall?

Mr. FREEMAN. On the advice of counsel I refuse to answer on the

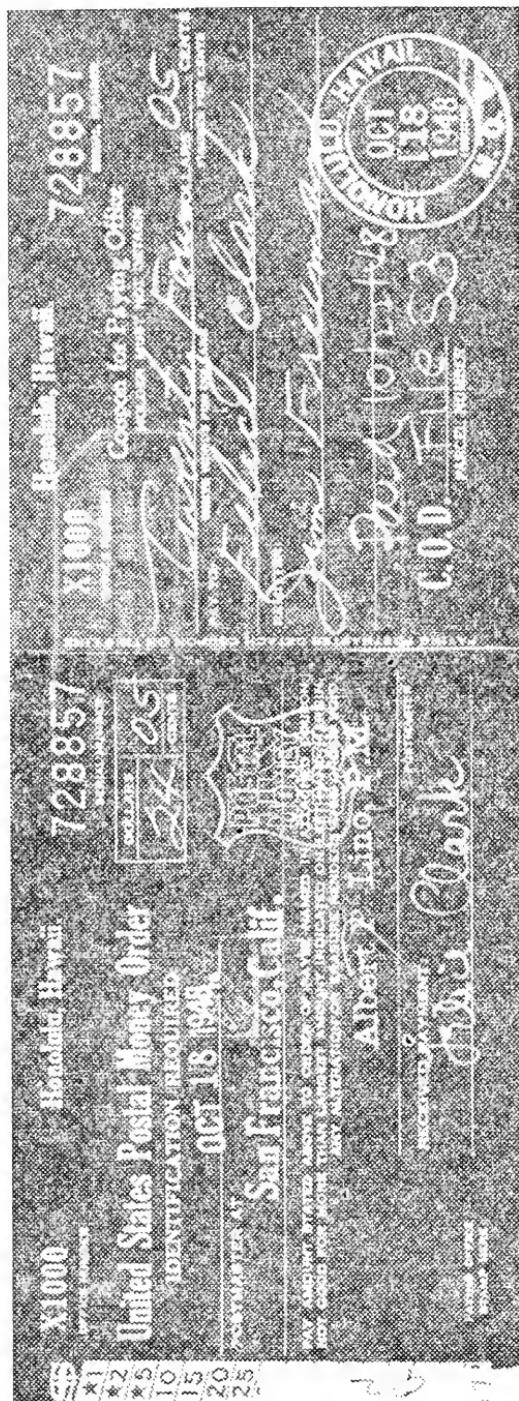
<sup>18</sup> See pp. 1616-1619



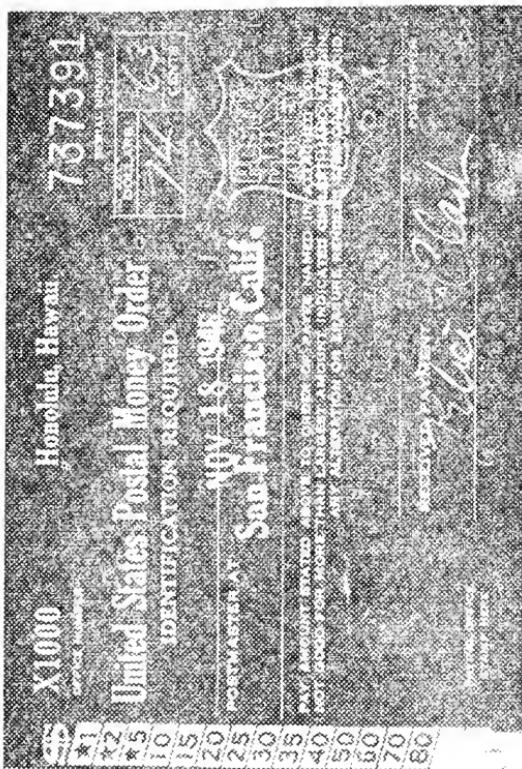
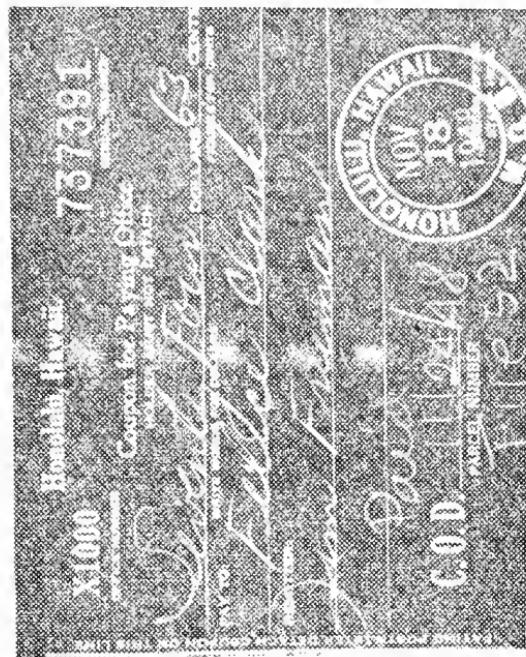
JAMES FREEMAN  
EXHIBIT Q-5



James' FREEMAN  
EXHIBIT Q-6



JAMES FREEMAN  
EXHIBIT Q-7



JAMES FREEMAN  
EXHIBIT Q-8

ground that it might tend to incriminate me, and on the further grounds stated.

Mr. TAVENNER. What position does Wilfred Oka hold?

Mr. FREEMAN. On the advice of counsel, I refuse to answer on the grounds it might tend to incriminate me.

Mr. TAVENNER. Do you know him?

Mr. FREEMAN. On the advice of counsel, I refuse to answer the question on the grounds it might tend to incriminate me.

Mr. TAVENNER. Do you know Harriet Bouslog?

Mr. FREEMAN. Harriet Bouslog is my attorney.

Mr. TAVENNER. Do you know Mr. Wheeler?

Mr. FREEMAN. No.

Mr. TAVENNER. Are you now, or have you ever been a member of the Communist Party?

Mr. FREEMAN. On advice of counsel, I refuse to answer, on the ground that it might tend to incriminate me, and on the further grounds already stated in my objection.

Mr. TAVENNER. For what purpose were you sent to Honolulu?

Mr. FREEMAN. On advice of counsel, I refuse to answer the question, on the ground it might tend to incriminate me, and for the further reasons already stated.

Mr. TAVENNER. I have no further questions.

Mr. HARRISON. Mr. Freeman, you say you were in the United States military service?

Mr. FREEMAN. I was, sir.

Mr. HARRISON. For what period of time did you serve?

Mr. FREEMAN. I served, I remember the date he stated there, July—August 1943 to December 2, 1945.

Mr. TAVENNER. And where were you in the service?

Mr. FREEMAN. That is, at different camps, sir?

Mr. HARRISON. No. Where did you serve in the military service?

Mr. FREEMAN. I was in the Navy; the Seabees, in overseas service.

Mr. HARRISON. Did you receive an honorable discharge?

Mr. FREEMAN. I received an honorable discharge.

Mr. WALTER. You served your country well during the shooting stage of the war, Jim, why don't you answer those questions?

Mr. FREEMAN. I have been advised by counsel of my legal rights.

Mr. WALTER. All right.

(Witness excused.)

### WILLIAM A. WHEELER—Resumed

Mr. WALTER. Mr. Wheeler has already been sworn.

Mr. TAVENNER. Mr. Wheeler, as an investigator of this committee, did you conduct an investigation in the State of California, for the purpose of determining the receipt of Communist Party funds in California?

Mr. WHEELER. I did, sir.

Mr. TAVENNER. And also for the purpose of determining whether or not those funds, or any part thereof, were remitted to the headquarters of the Communist Party in the cities of the United States; and the city of New York?

Mr. WHEELER. That is correct, sir.

Mr. TAVENNER. Will you state to the committee the results of your investigations, and then what you did?

Mr. WHEELER. Information in the files of the Committee on Un-American Activities reflects that the Communist Party of Hawaii constitutes a subdivision of district 13, Communist Party, State of California, San Francisco, Calif., and also that district 13 of the Communist Party is affiliated with the Communist Party, United States of America, with offices in New York City.

To conclusively prove that the Communist Party of Hawaii is affiliated with district 13, and to show district 13's relationship to the Communist Party, United States of America, the following facts are set forth:

In the course of the investigation of subversive activities in the Territory of Hawaii, I examined the bank account of the Communist Party of California, Day and Night Branch, Bank of America, Powell and Market Streets, San Francisco, Calif. An examination was made on Thursday, July 14, on Friday July 15, and on Monday, July 18, 1949.

Mr. TAVENNER. In what name does that account appear?

Mr. WHEELER. The Communist Party of California, 701 Garfield Building, 942 Market Street, San Francisco, Calif.

Prior to the examination, preliminary investigation disclosed that the Bank of America requires depositors of commercial accounts to include on deposit slips the numerical symbol designating the payor's bank. Information developed that the numerical symbols designating banks in Hawaii are from 59-101 up to, and including, 59-139. In the examination of the bank account, no such items appeared on the deposit slips.

The Bank of America also requires the numerical symbol designating the post office station issuing money orders to be included in the deposit slips. Stations in Hawaii are identified by four digits prefixed by the letter "X." Post office stations in Hawaii run from X-1000 to X-1198. Only four such money orders were noted during the period of time covered by the examination of the bank account of the Communist Party, State of California, in San Francisco. During the examination, four items of interest were noted, the first appearing on the deposit slip of November 20, 1948. The description of the slip is as follows: Commercial account, San Francisco; the date, October 20, 1948, for the credit of the Communist Party of California, 942 Market Street, Room 701, San Francisco 2, Calif. On this deposit slip appears item X-1000 in the amount of \$24.05, and the total amount deposited was \$169.30. Then a certified copy presented to me by Mr. E. J. Darbey, assistant cashier of the bank, I previously mentioned.

I would also like to say a subpoena was served on the Bank of America, and all this material was received, under the subpoena, Mr. Tavener.

Mr. TAVENNER. I desire to introduce this deposit slip in evidence, and mark it "Wheeler Exhibit No. 1."

Mr. WALTER. It will be received.<sup>19</sup>

Mr. WHEELER. I also examined the statement of account of the Communist Party for the month of October 1948, and listed under

<sup>19</sup> See p. 1622.

R-8 1-48

## COMMERCIAL

**Bank of America**  
 NATIONAL TRUST AND SAVINGS ASSOCIATION

SAN FRANCISCO October 20 1948

## FOR CREDIT OF

Communist Party of California  
 942 Market St., Room 701  
 San Francisco 2, Calif.

PLEASE SPECIFY THE BANKS ON WHICH CHECKS ARE DRAWN  
 AMERICAN BANKERS' ASSOCIATION NUMBERS SHOULD BE USED WHENEVER  
 GIVEN. OTHERWISE, FOR CHECKS DRAWN ON OUT OF TOWN BANKS, LIST  
 NAME OF TOWN DRAWN ON.

DESCRIPTION	DOLLARS
CURRENCY	8.00
COIN	.51
CHECKS (PROPERLY ENDORSED)	
91-2	24.38
90-9	25.70
90-9	52.46
X1000	24.05
82479	25.00
15-5	9.20
	169.30

CERTIFIED TO BE A TRUE AND CORRECT  
 COPY OF ORIGINAL ON FILE

BANK OF AMERICA NT&amp;SA

By

*E. J. Darbey*  
 E. J. Darbey  
 Pro-Assistant Cashier.

WHEELER  
 EXHIBIT 1

the heading "Deposits" appeared the item \$169.30, which was deposited on October 20, 1948. Both the date and the amount deposited correspond with the deposit slip. This substantiates the fact that item X-1000 appearing on the deposit slip of October 20, 1948, was deposited in the Communist Party bank account.

As I previously said, an amount corresponding to the deposit slip is on the ledger sheet of the Communist Party of California, with the address, 701 Garfield Building, 942 Market Street, San Francisco Calif.

I present a certified copy of this document.

Mr. TAVENNER. I offer it in evidence as Wheeler exhibit No. 2.

Mr. WALTER. It will be received.<sup>20</sup>

Mr. TAVENNER. Proceed.

Mr. WHEELER. The second item appeared under deposit slip of November 20, 1948, described as follows: "For the credit of the Communist Party of California, 942 Market Street, room 701, San Francisco, Calif." The total amount deposited at this particular time was \$788.03, included as an item is the figure, X-1000, in the amount of \$74.63. I would like to present this to Mr. Tavenner.

Mr. TAVENNER. I offer the credit slip in evidence, and ask that it be designated as "Wheeler Exhibit No. 3."

Mr. WALTER. It will be received.<sup>21</sup>

Mr. WHEELER. Also examined was the statement of account of the Communist Party for November 1948. Under "Deposit" it is noted that the amount is \$788.03, and was deposited on November 20, 1948. Said amount and date correspond to deposit slip. This discloses that the item referred to as X-1000, in the amount of \$74.63, appearing on the deposit slip of November 20, 1948, was credited to the Communist Party bank account.

I would like to introduce the statement of account of the Communist Party for that month.

Mr. TAVENNER. It is offered in evidence as "Wheeler Exhibit No. 4."

Mr. WALTER. It will be received.

Mr. WHEELER. The third item of interest appearing on the deposit slip of December 3, 1948—the deposit slip, is described as follows: "Commercial, Bank of America, for the credit of the Communist Party of California, 942 Market Street, room 701, San Francisco 2, Calif." The total amount deposited this day was \$1,070.75. Among the items deposited was the figure X-1050, in the amount of \$15.

I would like to introduce this.

Mr. TAVENNER. It is offered in evidence as Wheeler Exhibit No. 5.

Mr. WALTER. It will be received.

Mr. WHEELER. Also examined was the statement of account for the Communist Party, for December 1948. Under the heading "Deposits" \$1,070.75 was credited to the Communist Party's account on December 3, 1948. This amount, likewise, corresponds to the deposits that entered as exhibit No. 5.

Mr. TAVENNER. This is offered in evidence as Wheeler Exhibit No. 6.

<sup>20</sup> See p. 1624.

<sup>21</sup> Wheeler Exhibits 3, 4, and 5 retained in committee files.

STATEMENT OF ACCOUNT WITH  
**DAY AND NIGHT OFFICE**  
**Bank of America**  
 NATIONAL BANKERS ASSOCIATION  
 SAN FRANCISCO, CALIF.

COMMUNIST PARTY OF CALIFORNIA  
 701 Garfield Building  
 942 Market Street,  
 San Francisco, Calif.

OLD BALANCE	CHECKS—LISTED IN ORDER OF PAYMENT - READ ACROSS	DEPOSITS	DATE	NEW BALANCE
1,356.95	S 48.70 —		SEP 26 48	1,356.95
1,308.25	S 30.00 —		SEP 27 48	1,308.25
1,278.25	S 31.39 — 280.00 — 334.20 —		SEP 29 48	1,278.25
632.66	S 75.00 — 25.02 —		OCT 1 48	632.66
532.64	S 20.41 —		OCT 4 48	532.64
512.23	S 35.00 — 303.18 —		OCT 5 48	512.23
174.05	S 25.00 — 40.00 — 25.00 —	246.08	OCT 6 48	174.05
		310.97		
		337.82	OCT 8 48	978.92
978.92	S 15.00 —		OCT 11 48	963.92
963.92	S 250.00 — 12.88 —		OCT 13 48	701.04
701.04	S 215.00 — 334.20 — 10.83 —	1,837.79	OCT 14 48	1,978.80
1,978.80	S 215.00 — 41.72 —		OCT 15 48	1,722.08
1,722.08	S 1,564.60 —	169.30	OCT 20 48	326.78
326.78	S 13.39 — 189.20 — 145.00 —	482.86		
	4.81 — 98.53 — 43.08 —		OCT 22 48	286.20
	29.43 —		OCT 25 48	654.50
286.20	S 6.70 —	375.00		*

CERTIFIED TO BE A TRUE & CORRECT COPY  
 OF THE ORIGINAL ON FILE  
 BANK OF AMERICA N.T. & S.A.  
 DAY & NIGHT OFFICE #6

By *E.J. Darby*  
 E.J. Darby, Pro-Assistant Cashier

Please examine this statement at once. If no error is reported in ten days the account will be considered correct.

All items are credited subject to final payment.

PLEASE ADVISE US OF ANY CHANGE IN ADDRESS

Debits marked SC — LS — LST cover Service Charge for Preceding Month.

USE REVERSE SIDE FOR RECONCILING YOUR ACCOUNT

5-105 4-47 (REVISED)

WHEELER  
 EXHIBIT 2

Mr. WALTER. It will be received.<sup>22</sup>

Mr. WHEELER. The fourth and last item appeared on the deposit slip for December 30, 1948. Deposit slip dated December 30, 1948, Communist Party of California, 942 Market Street, room 701, San Francisco 2, Calif. The entire amount of this particular deposit corresponds with the exact amount of the money order, \$46.68, the only item deposited.

Mr. TAVENNER. It is tendered in evidence, and request that it be marked.

Mr. WALTER. It will be received. The money order referred to is one in the name of whom?

Mr. WHEELER. They were identifying the money orders that they previously had introduced as exhibits Q-5, Q-6, Q-7, and Q-8.

Mr. WALTER. Issued by who?

Mr. WHEELER. They were purchased by Jim Freeman; payable to Felice Clark, San Francisco, Calif., and deposited to this account at the address of 942 Market Street.

<sup>22</sup> Retained in committee files.

Mr. WALTER. All right.

Mr. TAVERNER. Do you know what the address of 942 Market Street, in San Francisco is?

Mr. WHEELER. Well, it is the headquarters of the Communist Party of the State of California.

Mr. TAVERNER. I desire to offer the last document, to which you referred in evidence, and request that it be marked "Wheeler's Exhibit No. 7."

Mr. WALTER. It will be received.<sup>23</sup>

Mr. WHEELER. The examination of the statement of account discloses that the exact amount, \$46.68, referred to as item X-1000, appearing on the deposit slip of December 30, was credited to the account of the Communist Party on December 31, 1948.

Mr. TAVERNER. I would like to present the ledger sheet of the Communist Party, December 31, 1948. That is offered in evidence and asked to be marked "Wheeler Exhibit No. 8."

Mr. WALTER. It will be received.

Mr. WHEELER. From the examination of the bank records, it is established that the amounts, \$24.05, \$76.63, \$46.68, and \$15, were postal money orders purchased from two post offices in Honolulu, and later deposited to the account of the Communist Party, Day and Night Branch, Bank of America, Powell and Market Streets, San Francisco, Calif.

The above information, as well as the deposit dates, was furnished to the Post Office Department, San Francisco, Calif., and with the foregoing description they were able to describe the subject money orders as follows:

Money order 728837; date issued: October 18, 1948; date deposited: October 20, 1948; amount \$24.05; date paid: October 22, 1948; station: Main post office, Honolulu, X-1000; remitter: Jim Freeman; payee: Felice Clark.

Money order 737391; date issued: November 18, 1948; date deposited: November 20, 1948; amount \$74.53; date paid: November 24, 1948; station: main post office, Honolulu, X-1000; remitter: Jim Freeman; payee: Felice Clark.

Money order 594829; date issued: November 18, 1948; date deposited: December 3, 1948; amount \$15; date paid: December 7, 1948; station: Bethel station, Hawaii, X-1050; remitter: Jim Freeman; payee: Felice Clark.

Money order 749760; date issued: December 28, 1948; date deposited: December 31, 1948; amount \$46.68; date paid: January 3, 1949; station: main post office, Honolulu, X-1000; remitter: Jim Freeman; payee: Felice Clark.

With the complete identification of the subject money orders, the Post Office Department was requested to furnish to the committee photostatic copies of said money orders, and also money order application forms. In response to this request, the Post Office Department forwarded to the committee photostatic copies of the money orders, and they have been introduced into the record, as Q-5, Q-6, Q-7, and Q-8. They also furnished to the committee the money order application form, which has previously been introduced into the record as Q-1, Q-2, Q-3, and Q-4.

The committee now has in its possession documentary evidence of money being forwarded from Hawaii to the Communist Party, State of California, and deposited in the Communist Party bank account, by an individual named Felice Clark, who was the payee of the subject money orders. The post office money order application forms

<sup>23</sup> Wheeler Exhibits 7 and 8 retained in committee files.

were executed by one Jim Freeman in Honolulu. Witnesses appearing before this committee have identified Jim Freeman as being active in the Communist Party in the Territory.

Mr. TAVENNER. Now Mr. Chairman, at this point I would like to say that in anticipation of the failure of Mr. Freeman, when called on the stand, to admit his signature to the money-order application forms, and all the receipts here, and all the money orders and the forwarding of them to Felice Clark in California, we have undertaken, in advance, to prove by expert testimony, his signature to the application—to the money-order applications. Those money-order applications, as stated, are exhibits, James Freeman, Q-1 to Q-4, inclusive.

Now, the proven, or known, signatures of James Freeman were obtained from various governmental sources, but each of which were admitted by James Freeman on the stand, and questioned this morning. However, it is still necessary, as originally contemplated, that we show a number of signatures of James Freeman.

Now, I would like to read into the record, and think I should read into the record in this proceeding here, the testimony of a handwriting expert on this subject, taken before a subcommittee, which met on February 27, 1950, in the committee hearing room, in Washington. [Reading:]

The subcommittee of one met, pursuant to call, at 3:30 p. m. in room 226, Old House Office Building, Washington, D. C., Hon. John S. Wood (chairman) presiding.

Committee member present: Hon. John S. Wood (chairman). Staff members present: Louis J. Russell, senior investigator; William A. Wheeler and Donald T. Apel, investigators; and A. S. Poore, editor.

Mr. Wood. Let the record show this hearing is proceeding by a subcommittee composed of the chairman only.

Will you raise your right hand and be sworn? You solemnly swear the testimony you give the subcommittee shall be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. GESELL. I do.

#### TESTIMONY OF HAROLD J. E. GESELL

Mr. TAVENNER. You are Mr. Harold Gesell?

Mr. GESELL. Yes.

Mr. TAVENNER. Will you please state your full name?

Mr. GESELL. Harold J. E. Gesell.

Mr. TAVENNER. Where do you live?

Mr. GESELL. Takoma Park, Md.

Mr. TAVENNER. Where are you presently employed?

Mr. GESELL. Veterans' Administration.

Mr. TAVENNER. What is your title and what are your duties in the United States Veterans' Administration?

Mr. GESELL. My title is Chief of the Identification and Detection Division of the Inspection and Investigation Service. My duties are to direct the laboratory in its various functions, particularly with respect to identification matters, such as handwriting, forgeries of various kinds, tampering of documents, firearm activities, and so forth.

Mr. TAVENNER. What study or preparation have you made with respect to your profession?

Mr. GESELL. My background studies, I am a graduate of the Valparaiso Law School with an LL. B. degree, and a member of two State bars and the United States Supreme Court.

I have also studied the subject under the tutelage of the Federal Bureau of Investigation, and am a graduate of their National Police Academy, back in 1937; and also a graduate of the detector laboratories at Northwestern University, Chicago; and a graduate of the United States Treasury Department Law Enforcement School.

Mr. TAVENNER. How long have you been employed as an examiner of questioned documents in the Veterans' Administration?

Mr. GESELL. About 7 years.

Mr. TAVENNER. Will you please relate the positions you have held prior to your employment with the Veterans' Administration?

Mr. GESELL. For a period of 6 years I was with the attorney general's office of the State of Iowa. I was employed as special agent of the bureau of identification, serving as superintendent for a period of 5 years out of the 6.

I was deputy sheriff at D's Moines, Iowa, 6 years in charge of the identification division of that office.

I spent 2 years, qualified by United States civil-service examination as examiner of questioned documents, in the employ of the Treasury Department as an examiner of questioned documents there; and then my present position.

Mr. TAVENNER. All together, how long have you been engaged in this type of work, the examination of questioned documents?

Mr. GESELL. I would say, in round figures, 20 years.

Mr. TAVENNER. How much of your time is devoted to this particular type of work?

Mr. GESELL. All of my time.

Mr. TAVENNER. Have you rendered conclusions on questioned document problems in courts of law or before congressional committees on previous occasions?

Mr. GESELL. I have testified before this committee several years ago involving questioned documents and my opinions concerning same. I have qualified and testified in 14 States in the United States before Federal judges, and many State courts.

Mr. TAVENNER. I now show you a document identified as exhibit Q-1, which is a post-office money-order application, Form No. 6001, No. 594829, in the amount of \$15, to be paid to Felice Clark, San Francisco, Calif., sent by Jim Freeman, 1920 Kahakai Street, Honolulu, T. H. I desire to introduce this document in evidence as Dwight James Freeman Exhibit Q-1.

Mr. Wood. It will be admitted.

Mr. TAVENNER. The next document, identified as Exhibit Q-2, is a post-office money-order application, Form No. 6001, No. 728857, in the amount of \$24.05, to be paid to Felice Clark, 942 Market Street, San Francisco, Calif., sent by Jim Freeman, 1920-3 Kahakai Street, Honolulu, T. H. I desire to enter that in evidence at Dwight James Freeman Exhibit Q-2.

Mr. Wood. It will be admitted.

Mr. TAVENNER. The next document, exhibit Q-3, is a post-office money order application, Form No. 6001, No. 737391, in the amount of \$74.63, to be paid to Felice Clark, 942 Market Street, San Francisco, Calif., sent by Jim Freeman, 1920-3 Kahakai Street, Honolulu, T. H. I desire to enter this document in evidence as Dwight James Freeman exhibit Q-3.

Mr. Wood. It will be admitted.<sup>24</sup>

Mr. TAVENNER. The next document, exhibit Q-4, is a post-office money order application, Form No. 6001, No. 749760, in the amount of \$46.68, to be paid to Felice Clark, 942 Market Street, San Francisco, Calif., sent by Jim Freeman, 1920 Kahakai Street, Honolulu, T. H. I desire to introduce this document in evidence and ask that it be marked 'Dwight James Freeman Exhibit Q-4.'

Mr. Wood. It will be admitted.

Mr. TAVENNER. Have you examined the writings appearing on the exhibits received in evidence as Dwight James Freeman exhibits Q-1 through Q-4?

Mr. GESELL. I have.

Mr. TAVENNER. I now show you exhibits bearing the alleged handwriting of one Dwight James Freeman.

The first exhibit, K-1, is a photostatic copy of an application for voluntary induction, DSS Form 165, dated July 22, 1943.

The next exhibit, K-2, is a letter dated June 6, 1943, addressed to local board No. 173, Anaheim, Calif., bearing the handwriting of one D. J. Freeman.

The next exhibit, K-3, is a letter dated November 15, 1942, directed to local board No. 173, 206 East Center Street, Anaheim, Calif., bearing the handwriting of one D. J. Freeman.

The next exhibit, K-4, is a registration card, DSS Form 1, serial No. 286, order No. 1943, bearing the signature of one D. J. Freeman.

The next exhibit, K-5, is a typewritten document addressed to the Selective Service System of Anaheim, Calif., under the heading of Pacific Bridge Co.,

<sup>24</sup> See pp. 1611-1614.

contract NOy-5049, builders, Pearl Harbor dry dock No. 4, which bears the signature of one Dwight James Freeman.

The next document, K-6, is DSS Form 154, identified as a request for transfer for delivery, dated July 22, 1943, which bears the signature of Dwight James Freeman. The document also bears the date of July 28, 1943.

The next document, K-7, is a selective-service questionnaire, bearing the date of May 1, 1941, and subscribed and sworn to on May 5, 1941, bearing the signature of one Dwight James Freeman.

The next document, K-8, is a certification, subscribed and sworn to on August 19, 1943, bearing the signature of one Dwight James Freeman.

The next document, K-9, is Form BNP 603-B, Navy inductee form, subscribed and sworn to on August 19, 1943, bearing the signature of one Dwight James Freeman.

The next exhibit, K-10, is identified as a document of shipping articles, subscribed and sworn to on August 19, 1943, and contains the signature of one Dwight James Freeman.

The next exhibit, K-11, is a two-page letter written in longhand, dated June 21, 1943, addressed to local board 173, Anaheim, Calif., and bearing the signature of D. J. Freeman.

I desire to mark these various exhibits for identification only, as they will be introduced in evidence at a later time, and ask that they be marked "Dwight James Freeman Exhibits K-1 to K-11," inclusive, for identification.

Mr. WOOD. They will be so marked.

Mr. TAVENNER. Mr. Gesell, have you examined the writings on the documents identified as Dwight James Freeman exhibits K-1 through K-11, and have you compared the writings on these exhibits with the writings appearing on Dwight James Freeman exhibits Q-1 through Q-4?

Mr. GESELL. Yes, I have.

Mr. TAVENNER. From your examination and comparison of these writings, have you formed an opinion as to whether they were excused by the same person?

Mr. GESELL. Yes, I have.

Mr. TAVENNER. What is your opinion?

Mr. GESELL. My study has resulted in the conclusion that Dwight James Freeman, whose purported known writings and signatures appear in the various Freeman exhibits K-1 through K-11, did prepare post-office money order applications, Form No. 6001, Nos. 594829, 728857, 737391, and 749760, with the exception of the figures appearing above the printed matter "Application for Domestic Money Order." These four documents were previously described as Dwight James Freeman exhibits Q-1 through Q-4.

Mr. TAVENNER. Will you tell the Committee on Un-American Activities how you arrived at the conclusion to which you have just testified?

Mr. GESELL. The process employed is a very simple one. The same process is employed as anyone would employ in the identification of your car or an individual walking down the street with whom you had previous acquaintance; for example, by certain scars, marks, characteristics, or dents in your car fenders that particularly set out your car in a group of 500 cars in a parking lot.

In other words, each individual has his own individual handwriting characteristics, practically born with him, so to speak, and they stay with him until he passes from this earth.

First we study the known handwritings, and carefully study all characteristics, including designs of letters, forms of letters, proportions in connection with other letters, and these are all tabulated on what we call the work sheet. Sometimes it is quite tedious; sometimes it is quite easy.

The questioned documents are examined in like manner and tabulated.

Then the questioned and the known documents are brought together and they are examined very carefully and minutely, and compared one with another to see how the characteristics tie in. When they have the same slope, same letter ratio, and so forth, then we must come to the conclusion, and do come to the conclusion, they are written by the same person.

If we found two signatures written exactly the same size, height, width, and breadth, that would be highly suspicious evidence of a traced forgery. We have a certain range, and if the characteristics stay within that range, it is written

by the same person; if not, it is written by someone else. That is principally the theory that no two things are alike, so to speak.

Mr. TAVENNER. I now show you a photostatic copy of postal money order No. 594829, in the amount of \$15, the remitter being Jim Freeman and the payee of the subject money order one Felice Clark.

I desire to offer this document in evidence and ask that it be marked "Dwight James Freeman Exhibit Q-5."

Mr. WOOD. It will be admitted.

Mr. TAVENNER. I show you also another document which is a photostatic copy of postal money order No. 749760, in the amount of \$46.68, the remitter being Jim Freeman and the payee Felice Clark.

I desire to introduce this document in evidence, and ask that it be marked "Dwight James Freeman Exhibit Q-6."

Mr. WOOD. It will be admitted.

Mr. TAVENNER. The next document is postal money order No. 728857, in the amount of \$24.05, the remitter being Jim Freeman and the payee Felice Clark.

I desire to offer this document in evidence, marked "Dwight James Freeman Exhibit Q-7."

Mr. WOOD. It will be admitted.

Mr. TAVENNER. The next document is postal money order No. 737391 in the amount of \$74.53, the remitter being Jim Freeman and the payee Felice Clark.

I desire to offer this document in evidence, marked "Dwight James Freeman Exhibit Q-8."

Mr. WOOD. It will be admitted. [Reading stopped.]

Mr. WHEELER. On the identification of the money order, the payee was one Felice Clark. The examination of canceled checks given on account of the California Communist Party, photostatic copies of the checks were obtained. The first check, 130, dated San Francisco, Calif., July 11, 1949, from the Day and Night Branch, Bank of America, payable to cash, \$200, from the civil rights defense fund of the Communist Party. The person executing the check was Carl R. Lambert. On the reverse of this check appears the endorsement "Felice Clark."

I would like to give this to Mr. Counsel. It has already been introduced in the testimony.

The second check, Communist Party of California, dated June 10, 1949, payable to cash in the amount of \$400, signed Carl R. Lambert, drawn on Bank of America, San Francisco, Calif., the Day and Night Branch. The reverse of this check also bears the endorsement of one Felice Clark.

The third check, the Communist Party of California, No. 1767, dated May 27, 1949, payable to cash in the amount of \$160.70, drawn on the Day and Night Branch, Bank of America, San Francisco, Calif., bearing the signature Carl R. Lambert. The endorsement appearing on the check, on the back of that check, is one Felice Clark.

We have handwriting testimony, Mr. Tavenner, in regard to the fact that this Felice Clark, whose signature appears on these checks, is the same person whose endorsement appears on the money order.

Mr. TAVENNER. And I think, Mr. Chairman, I should read that testimony into the record here, which was taken at the same time as the testimony previously read, so with your permission I will continue reading it.

Mr. WALTER. Continue.

Mr. TAVENNER (reading):

Mr. TAVENNER. The next document is a photostatic copy of a check made payable to cash in the amount of \$200, dated July 11, 1949, bearing the signature

Carl R. Lambert, drawn from the civil rights fund of the Communist Party in California. The endorsement appearing on the reverse side of the check is that of one Felice Clark.

Mr. WOOD. What bank is the check drawn on?

Mr. WHEELER. Bank of America, Day and Night Branch, San Francisco, Calif.

Mr. TAVENNER. I desire to offer this document in evidence, and ask that it be marked "Dwight James Freeman Exhibit Q-9."

Mr. WOOD. It will be admitted.

Mr. TAVENNER. The next document is a photostatic copy of a check made payable to cash in the amount of \$400, dated June 10, 1949, bearing the signature of Carl R. Lambert and drawn on the account of the Communist Party of California. On the reverse of the check appears the endorsement of Felice Clark.

Mr. WOOD. Drawn on the same bank?

Mr. TAVENNER. Drawn on the same bank.

I desire to offer this document in evidence, and ask that it be marked "Dwight James Freeman Exhibit Q-10."

Mr. WOOD. It will be admitted.

Mr. TAVENNER. The next exhibit is a photostatic copy of a check drawn on the same bank, made payable to cash, in the amount of \$160.70, dated May 27, 1949, signed by Carl R. Lambert and drawn from the bank account of the Communist Party of California. On the reverse side of the check appears the endorsement of Felice Clark.

I desire to offer this document in evidence, and ask that it be marked "Dwight James Freeman Exhibit Q-11."

Mr. WOOD. It will be admitted.

Mr. TAVENNER. Mr. Gesell, have you examined the signature of Felice Clark appearing on Dwight James Freeman exhibits Q-5, Q-6, Q-7, and Q-8 with the endorsement of Felice Clark appearing on the reverse of Dwight James Freeman exhibits Q-9, Q-10, and Q-11?

Mr. GESELL. I have.

Mr. TAVENNER. And also Dwight James Freeman exhibits Q-6 and Q-7?

Mr. GESELL. Yes, sir.

Mr. TAVENNER. From your examination and comparison of these signatures, have you formed an opinion as to whether they were written by the same person?

Mr. GESELL. I have.

Mr. TAVENNER. What is your opinion?

Mr. GESELL. My opinion is they were all written by the same person.

Mr. TAVENNER. You used the same method of arriving at that conclusion as in the former conclusion as to questioned documents Dwight James Freeman exhibits Q-1 through Q-4; is that correct?

Mr. GESELL. Yes, sir. [Reading concluded.]

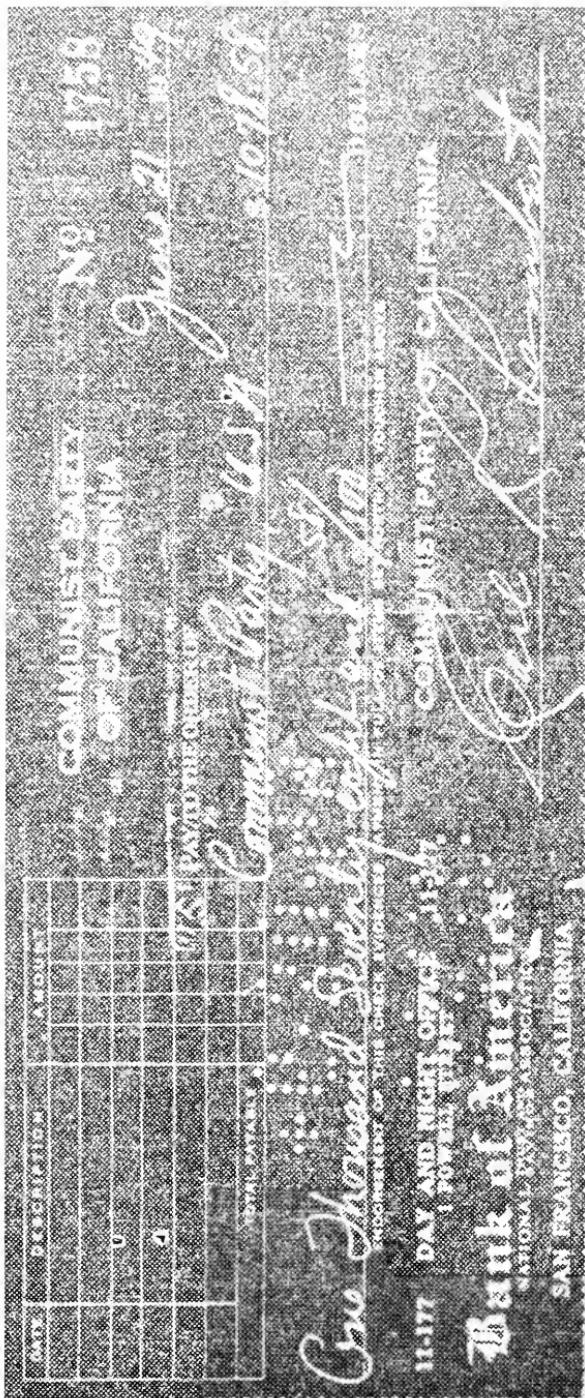
Mr. WHEELER. Further investigation of the bank account of the Communist Party of California also established documentary evidence to substantiate the affiliation of district 13, Communist Party of California with the Communist Party, United States of America. The first document is a check, Communist Party of California, No. 1758, dated June 21, 1949; payable to the Communist Party, United States of America, in the amount of \$1,038.58; with the signature, Carl R. Lambert; drawn, Bank of America, Day and Night Branch, San Francisco, Calif. The endorsement on the back is "The Communist Party of the United States of America," whose bank account is in the Amalgamated Bank of New York City.

I would like to introduce this in the record, sir.

Mr. TAVENNER. I offer the check in evidence, and ask that it be marked "Wheeler Exhibit No. 9."

Mr. WALTER. It will be received.<sup>25</sup>

<sup>25</sup> See p. 1631.



WHEELER  
EXHIBIT 9

Mr. WHEELER. The next : Communist Party of California, No. 1770, dated July 1, 1949, payable to Communist Party, U. S. A., in the amount of \$1,522.88; the signature "Carl R. Lambert." Drawn from the Day and Night Branch, Bank of America, San Francisco, Calif., and the endorsement on the back "Communist Party, U. S. A., deposit to the Amalgamated Bank of New York City."

I think that further establishes the link between the Communist Party of Hawaii and the Communist Party in New York City.

Mr. TAVENNER. I offer it in evidence, and ask that it be marked "Wheeler Exhibit No. 10."

Mr. WALTER. It will be received.<sup>26</sup>

Mr. TAVENNER. That is all.

Mr. WALTER. The meeting will recess until 2 o'clock.

#### AFTERNOON SESSION

(The hearing was resumed at 2 p. m., Representatives Francis E. Walter, Burr P. Harrison, Morgan M. Moulder, and Harold H. Velde being present.)

Mr. WALTER. The meeting will come to order.

Mr. TAVENNER. Mr. Wheeler.

#### TESTIMONY OF WILLIAM A. WHEELER—Resumed

Mr. TAVENNER. The exhibits Dwight James Freeman, exhibits K-1 to K-11, inclusive, as shown from the testimony which I have read, and which was taken in Washington on February 27, 1950, were used in that testimony, and identified only by the exhibit number referred to. I desire now to offer these exhibits formally in evidence. Do you have those exhibits in your hand?

Mr. WHEELER. Correct, sir.

Mr. TAVENNER. Will you state the source of each one, and I would desire that when you complete it, that they be admitted and given numbers which have already been designated.

Mr. WHEELER. Exhibit K-1 was received from the Selective Service Office in Washington, D. C. Exhibit 2 from the same source.

Mr. TAVENNER. That is exhibits K-1 and K-2.

Mr. WHEELER. Exhibits K-1 and K-2. Exhibit K-3, from the same source. Exhibit K-4, from the same source. Exhibit K-5, from the same source. Exhibit K-6, from the same source. Exhibit K-7, from the same source. Exhibit K-8 was furnished by the personnel office of the United States Navy. Exhibit K-9 was furnished by the personnel office of the United States Navy. Exhibit K-10, from the personnel office of the United States Navy. Exhibit K-11, by the Selective Service Office in Washington, D. C.

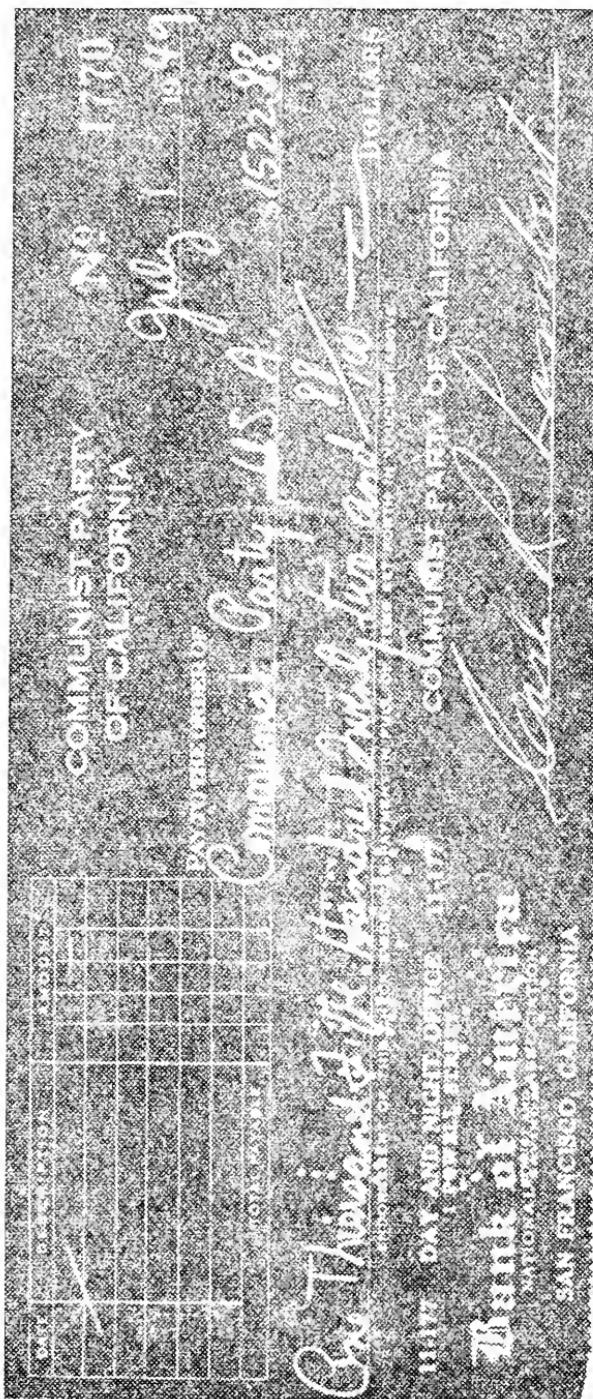
Mr. TAVENNER. Now, Mr. Wheeler, the name of William Schneidermann has been mentioned during the course of the testimony, and you yourself have mentioned the name of Carl R. Lambert.

Mr. WHEELER. Yes.

Mr. TAVENNER. Of California.

Mr. WHEELER. Yes.

<sup>26</sup> See p. 1633.



WIECKER  
EXHIBIT 10

Mr. TAVERNER. In the course of your investigations in California, did you obtain proof of the position of the affiliation of each of these individuals with the Communist Party of the State of California?

Mr. WHEELER. I did, sir.

Mr. TAVERNER. Will you tell the committee about that, please?

Mr. WHEELER. During the examination of the bank account of the Communist Party of the State of California, signature cards by the Communist Party were subpoenaed. I have them here in front of me, as civil rights defense fund, Communist Party of California, by William Schneidermann and Carl R. Lambert. Carl R. Lambert, secretary. William Schneidermann as chairman, Carl Lambert as secretary. The address is 942 Market Street. Secretary's address the same. Telephone No. EX 2-2996. These were taken March 3, 1949, the first card enclosing the files of the Communist Party of California, civil rights defense fund. The signature, Carl R. Lambert, official secretary. The signature of William Schneidermann, chairman. Do you desire all four cards be introduced?

Mr. TAVERNER. Yes, I desire it, and instead of reading the entire card, would you just read that part which shows the Communist designation.

Mr. WHEELER. Yes.

Mr. TAVERNER. And the date. I desire to offer the document which you just read in evidence, and request that it be marked "Wheeler exhibit."<sup>27</sup>

Mr. WHEELER. The next card is stamped "Communist Party of California." This card was taken March 3, 1949, as holding the enclosed files, and will give reference to the date. The signature on it is Carl R. Lambert, official secretary, and the second signature is William Schneidermann, chairman.

Mr. TAVERNER. I offer that in evidence as "Wheeler exhibit 12."

Mr. WALTER. They will be received.<sup>28</sup>

Mr. WHEELER. The signature card is dated February 26, 1949, Communist Party of California, civil rights defense fund, and on it appears the signature of William Schneidermann, chairman; Carl R. Lambert, financial secretary. It also bears here the name of Loretta Starvus. It appears that she may have signed the name of William Schneidermann on this document.

Mr. TAVERNER. I offer the document in evidence and ask it be marked "Wheeler exhibit 13."

Mr. WALTER. Without objection, it will be received.<sup>29</sup>

Mr. WHEELER. The next is dated February 26, 1949, Communist Party of California. William Schneidermann, chairman; Carl R. Lambert, financial secretary. The signature that appears thereon, on this card also, appears the name of Loretta Starvus.

Mr. TAVERNER. I present the document in evidence and ask it be marked "Wheeler exhibit 14."

Mr. WALTER. No objection, it will be received.<sup>30</sup>

Mr. TAVERNER. Will you stand aside, please.

(Witness excused.)

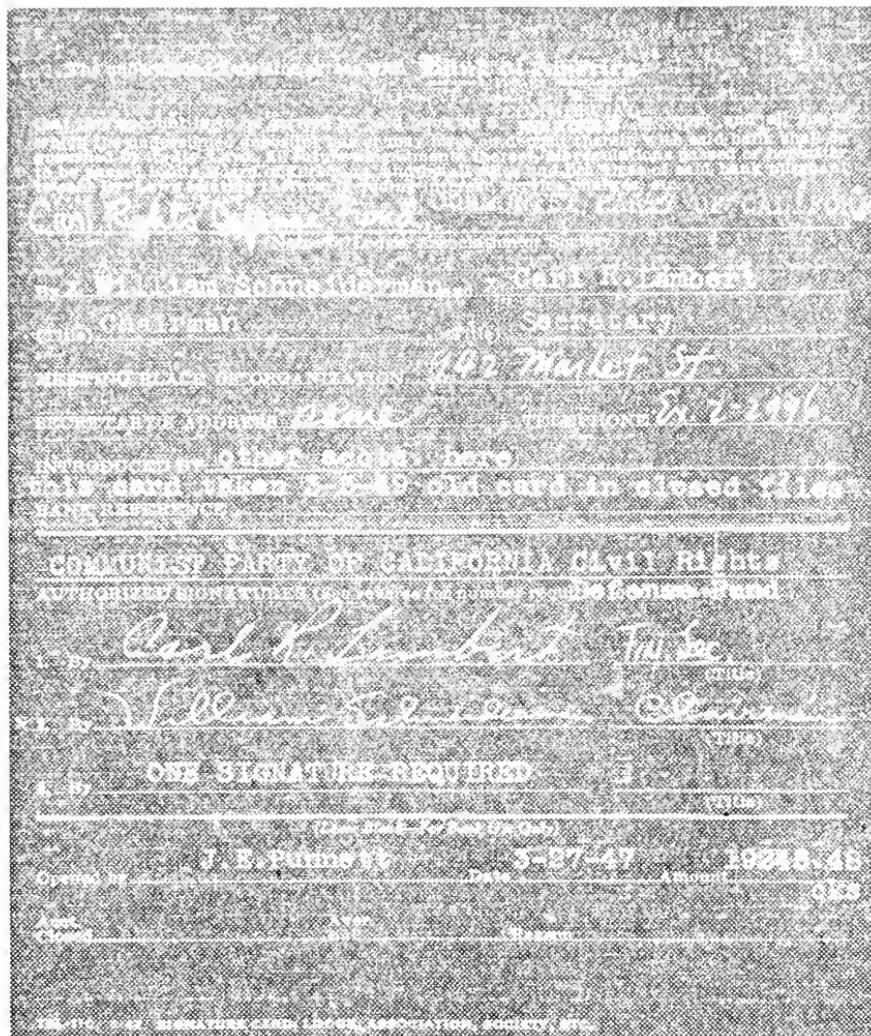
Mr. TAVERNER. The next witness will be Mrs. Pearl Freeman.

<sup>27</sup> See p. 1635.

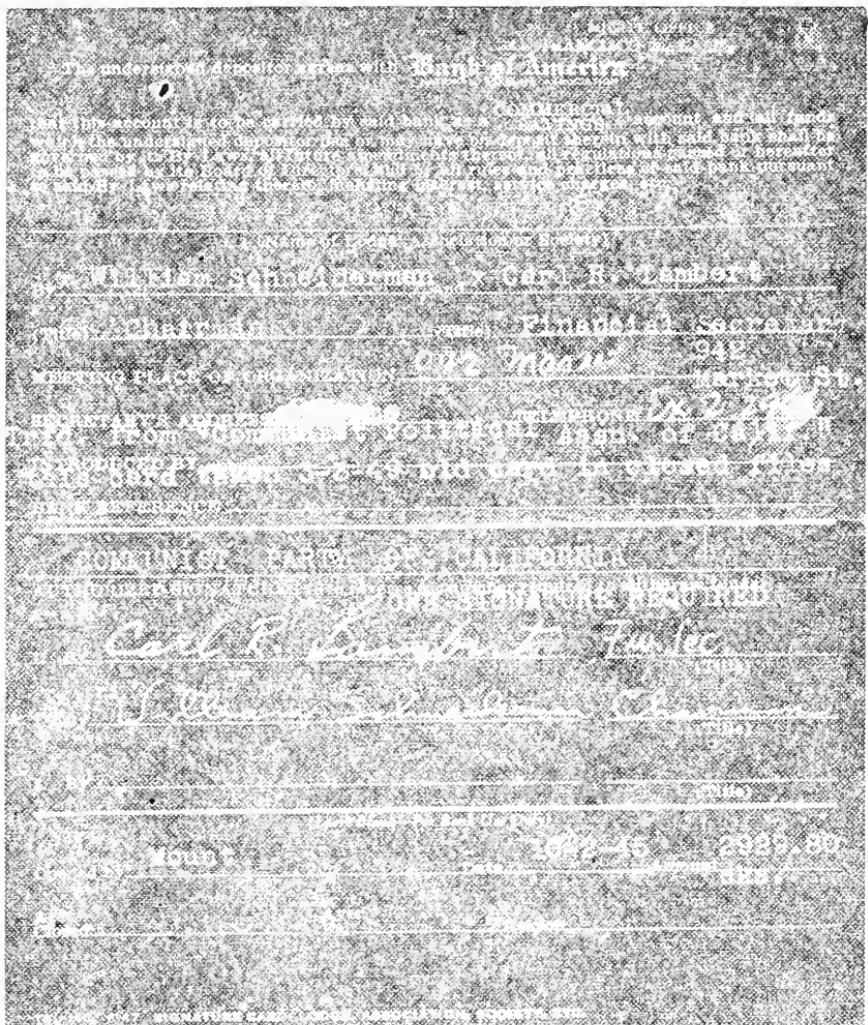
<sup>28</sup> See p. 1636.

<sup>29</sup> See p. 1637.

<sup>30</sup> See p. 1638.

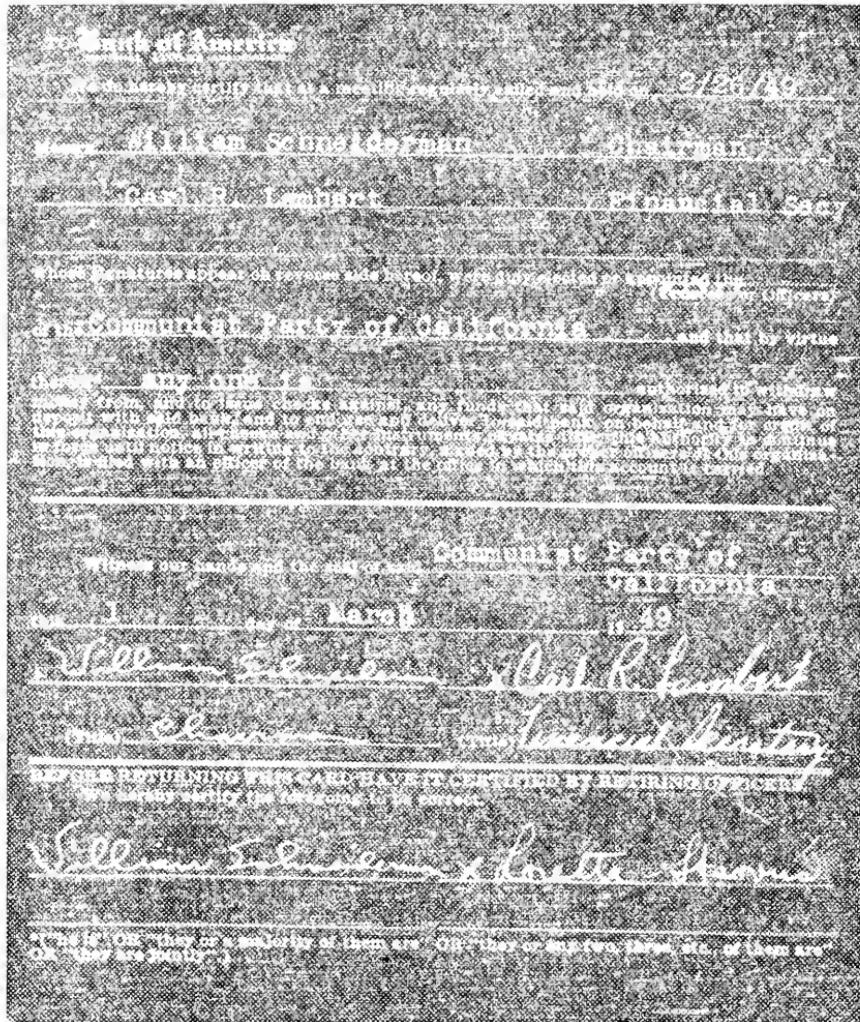


WHEELER  
EXHIBIT 11



WHEELER  
EXHIBIT 12





WHEELER  
EXHIBIT 14

TESTIMONY OF MRS. PEARL FREEMAN, ACCCOMPANIED BY HER  
ATTORNEY, HARRIET BOUSLOG

Mr. WALTER. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God.

Mrs. FREEMAN. Yes.

MR. TAVENNER: You are Mrs. Pearl Freeman?

MR. TAVERNER. You are  
Mrs. FREEMAN. I am

MR. TANENBERG. Are you represented here by counsel?

Mrs. FRAZER. Are you represented?

MR. FREEMAN. I have my attorney.  
MR. TAVENNER. Will the attorney please identify herself for the record.

**Mrs. BOUSLOG.** I would like the name of Harriet Bouslog to be shown in the record as attorney for Mrs. Pearl Freeman, and at this time I would like to file with the committee a motion to quash the service of the subpoena for Pearl Freeman upon the grounds as stated in the motion.

**Mr. WALTER.** Let it be made a part of the record.<sup>31</sup>

**Mr. HARRISON.** It is the same as the other.

**Mrs. BOUSLOG.** It is the same.

**Mr. TAVENNER.** Are you the wife of Dwight James Freeman? (Witness confers with counsel.)

**Mrs. FREEMAN.** I am.

**Mr. TAVENNER.** Thank you. What is your present occupation, Mrs. Freeman?

**Mrs. FREEMAN.** Unemployed.

**Mr. TAVENNER.** How long have you been unemployed?

**Mrs. FREEMAN.** A little over a year.

**Mr. TAVENNER.** Prior to that time, how were you employed?

**Mrs. FREEMAN.** As a cook.

**Mr. TAVENNER.** By whom?

**Mrs. FREEMAN.** Mothers Doughnuts, was the name of the place.

**Mr. TAVENNER.** How long have you been in Hawaii?

**Mrs. FREEMAN.** Since October 1946.

**Mr. TAVENNER.** Where did you live prior to that time?

**Mrs. FREEMAN.** Oakland, Calif.

**Mr. TAVENNER.** Were you employed there?

(Witness confers with counsel.)

**Mrs. FREEMAN.** On the advice of my attorney, I refuse to answer on the ground it might tend to incriminate me, for the reasons stated in the motion.

**Mr. TAVENNER.** Well, weren't you employed by the United States Navy? Is there anything incriminatory about that, if that be true?

**Mrs. FREEMAN.** I was employed by the United States Navy.

**Mr. TAVENNER.** Now, when were your services dispensed with by the Navy? When did you leave the Navy?

**Mrs. FREEMAN.** In June 1945, as near as I can recall.

**Mr. TAVENNER.** Where were you living then?

**Mrs. FREEMAN.** Oakland, Calif.

**Mr. TAVENNER.** Whereabouts in Oakland?

**Mrs. FREEMAN.** 100 Ninth Street.

**Mr. TAVENNER.** That was in June 1945. Did you live there from that time on until you came to Japan—to Hawaii?

**Mrs. FREEMAN.** That was my residence, yes.

**Mr. TAVENNER.** Until you came to Hawaii?

**Mrs. FREEMAN.** That's right.

**Mr. TAVENNER.** I will ask you whether or not in September 1945 you made a complaint in Oakland, Calif., regarding the treatment by police of certain persons who were distributing literature?

(Witness confers with counsel).

**Mrs. FREEMAN.** I refuse to answer on the ground that it might tend to incriminate me.

**Mr. TAVENNER.** Well, according to the Friday, September 21, 1945, issue of the Daily World, in an article entitled, "Cop intimidation

<sup>31</sup> Text of motion to quash service of subpoena by Pearl Freeman is identical with the motion filed on behalf of Wilfred Oka by his attorney, Harriet Bouslog. See p. 1550.

spurs clash in race relations," and the following language appears, "Mrs. Pearl Freeman made the complaint to Schwanenberg that while she and two others were distributing leaflets advertising a Communist mass meeting, two cops tried to intimidate them."

Mr. TAVENNER. Speak louder, please.

Mrs. FREEMAN. I refuse to answer, on the same ground.

Mr. TAVENNER. I desire to offer the photostatic copy of that issue into evidence, mark it "Pearl Freeman exhibit 1."

Mr. WALTER. It will be received.

Mr. TAVENNER. While you were living in Oakland, were you engaged in any business other than that of working for the Navy?

Mrs. FREEMAN. I refuse to answer that question on the same grounds.

Mr. TAVENNER. What was your position with the Navy, what were you doing?

Mrs. FREEMAN. I was a chauffeur.

Mr. TAVENNER. Did you assist in the sale or engage in the sale of the Communist publication known as the Daily World? Let me hand you this.

Mrs. FREEMAN. I refuse to answer on the same grounds.

Mr. TAVENNER. Let me hand you the Monday, September 17, 1945, issue of the Daily World, showing an article—a photostatic copy of an article—"Sub-getting Alamedians are doing an outstanding job." Under the paragraph this is said:

Nine new readers. Pearl Freeman of West Oakland, Calif., works in the office of the Alameda Communist Party. She obtained nine new readers for a total of \$40.50.

State whether or not that expresses the fact, or whether it is true.

Mrs. FREEMAN. I refuse to answer on the same grounds.

Mr. TAVENNER. I offer the page in evidence, and ask it be marked as "Pearl Freeman Exhibit 2."

Mr. WALTER. Mark it, and it will be received.<sup>32</sup>

Mr. TAVENNER. Where were you living in California, in 1944? Let me put it this way: How long did you live at Oakland, Calif?

Mrs. FREEMAN. As nearly as I can remember it was approximately 1941 until 1946.

Mr. TAVENNER. To 1946. I hand you a photostatic copy of a document entitled, "Application for refund on retirement," purporting to be signed by Pearl E. Freeman, 100 Ninth Street, Oakland, Calif. Will you examine it and state whether or not it is your signature.

Mrs. FREEMAN. I refuse to answer the question on the advice of my attorney, on the ground it might tend to incriminate me.

Mr. WALTER. May I see that, please? Mrs. Freeman, why do you feel it might incriminate you to admit that you had signed a form on which you made this application?

Mrs. FREEMAN. I refused on the advice of my attorney.

Mr. WALTER. Then the reason why you did not answer the question is because your attorney told you not to, is that it?

<sup>32</sup> Pearl Freeman Exhibits 1 and 2 retained in committee files.

Mrs. FREEMAN. Yes.

Mr. WALTER. All right.

So that so far as you were personally concerned, you do not feel that you would be incriminated in answering that question, do you?

Mrs. FREEMAN. On the advice of my attorney, I refuse to answer, on the ground it might tend to incriminate me.

Mr. WALTER. You refused to answer the question that I asked you for the same reason?

Mrs. BOUSLOG. Would you restate your question, Mr. Chairman.

Mr. WALTER. Mr. Tavenner.

Mr. TAVENNER. The application for refund shows on its face that the title of the last position of the individual making this application is chauffeur. You were a chauffeur at that time, were you not? Didn't you tell us a moment ago that you were a chauffeur in the Navy?

Mrs. FREEMAN. I was chauffeur in the Navy, that's right.

Mr. TAVENNER. So that that adequately describes your position at the time, didn't it?

Mrs. FREEMAN. At the time I was in the Navy; yes.

Mr. TAVENNER. And this application shows that the street address of the person who signed this was 100 Ninth Street, Oakland 7, Calif. That was the same address which you gave us a few minutes ago, as the place where you lived.

Mrs. FREEMAN. I lived at that address; yes.

Mr. TAVENNER. I desire to mark this document for identification only at this point, and ask that it be given the number of "Pearl Freeman exhibit 3."

Mr. WALTER. It will be so marked.

Mr. TAVENNER. Now, I hand you what purports to be an affidavit cancelling prior registration in another county, that is, voting registration, on which there appears at the end:

Subscribed and sworn to before me February 11, 1946.

G. E. WADE, *County Clerk.*

By EDWARD A. KING, *Deputy.*

(Signature of affiant:) Mrs. PEARL E. FREEMAN.

Will you examine that photostatic copy and state whether or not that is your signature?

Mrs. FREEMAN. I refuse to answer the question on the same grounds.

Mr. TAVENNER. I desire that the document be marked at the moment for identification as "Q-1."

Mr. WALTER. It may be so marked for identification.<sup>33</sup>

Mr. TAVENNER. And I would like to read it. [Reading:]

STATE OF CALIFORNIA,

*County of Alameda:*

The undersigned affiant, Mrs. Pearl E. Freeman, being duly sworn, says: I am a native Californian, registered from 2572 Washington Street, San Francisco, county of San Francisco, State of California; I have removed from said county and hereby authorize cancellation of my registration therein.

Subscribed and sworn to before me, February 11, 1946.

G. E. WADE, *County Clerk.*

By EDWARD A. KING, *Deputy.*

<sup>33</sup> Retained in committee files.

And a line for signature upon which appears the name "Mrs. Pearl E. Freeman." I hand you now an affidavit which states that it is an affidavit in accordance with section 223, elections code, relating to primary elections, that is, a photostatic copy thereof, which purports to have been sworn to on the 27th day of September 1944, before W. W. Sands, deputy registrar of voters, and to have been signed by Mrs. Pearl E. Freeman. Will you examine it and state whether or not that is your signature?

**Mrs. FREEMAN.** I refuse to answer the question on the same grounds.

**Mr. TAVENNER.** I desire to offer at the moment for identification this document and have it marked for identification only.<sup>34</sup>

**Mr. WALTER.** Let it be marked for that purpose.

**Mr. TAVENNER.** As "Q-2," and I desire to read it.

**Mr. HARRISON.** Will you ask her how she spells her name when she signs it and how it is spelled on the exhibit?

**Mr. TAVENNER.** I will be very glad to.

How do you spell your name?

**Mrs. FREEMAN.** Pearl—P-e-a-r-l—E period, F-r-e-e-m-a-n—Freeman.

**Mr. TAVENNER.** An examination of this affidavit shows the same spelling. I will read this affidavit. [Reading:]

#### AFFIDAVIT

In accordance with section 223, elections code, relating to primary elections. State of California, city and county of San Francisco. Mrs. Pearl Elizabeth Freeman, address 2572 Washington, being duly sworn, deposes and says: That she is registered on the great register of the said city and county of San Francisco as a Communist: that since the date of said registration she has changed her political views and in good faith declares that her affiliation is with the Democratic Party.

(Signature:) **Mrs. PEARL E. FREEMAN.**

2572 Washington Street.

**Mr. TAVENNER.** Did you change your registration from that of a Communist to Democratic, in accordance with this affidavit?

**Mrs. FREEMAN.** I refuse to answer the question on the same grounds.

**Mr. TAVENNER.** Now, I hand you a photostatic copy of a canceled registration, bearing date of 28th day of August, 1943, signed "George Miller, Deputy Registrar of Voters," and signed "Mrs. Pearl E. Freeman, 2572 Washington," in which the word "Communist" appears to have been lined through three times and the word "Democratic" printed above it, and the date September 27, 1944. Will you examine it, please, and state whether or not you did change your voting registration in accordance with that canceled registration?

**Mrs. FREEMAN.** I refuse to answer the question on the same grounds.

**Mr. TAVENNER.** Will you examine it again and state whether or not that is your signature at the bottom of the card?

**Mrs. FREEMAN.** I refuse to answer the question on the same grounds.

**Mr. TAVENNER.** I ask that this document be identified for the present as "Q-3."

**Mr. WALTER.** It may be marked for that purpose.<sup>35</sup>

**Mr. TAVENNER.** How long did you live in Alameda County, Calif.?

**Mrs. FREEMAN.** So far as I know, it was from 1941 to 1946.

<sup>34</sup> See p. 1644.

<sup>35</sup> See p. 1643.



## TESTIMONY OF WILLIAM A. WHEELER—Resumed

Mr. TAVENNER. I hand you a document, a photostatic copy of a document entitled "Application for Refund of Retiring Deductions," which was presented a few moments ago to Mrs. Pearl Freeman and which was marked only for identification at that time as "Exhibit No. 3." Will you state the source of that document, please?

Mr. WHEELER. I identify the source of this document as having been made available to the committee by the United States Civil Service Commission.

Mr. TAVENNER. I desire to read it in evidence, and that it be given the same number, Wheeler Exhibit 3.

Mr. WALTER. It will be received.<sup>36</sup>

Mr. TAVENNER. Now, Mr. Chairman, I would like to continue with the testimony, the reading of the testimony at this time which was taken on February 27, 1950, before a subcommittee, Hon. John S. Wood, chairman, in Washington, relating to the identification of the handwriting of the previous witness.

Mr. WALTER. Proceed. [Reading:]

Mr. TAVENNER. I now show you an exhibit which is a photographic copy of Form 7-5M-3/44, an affidavit canceling a prior registration in another county, signed by Mrs. Pearl E. Freeman and dated February 11, 1946.

I desire to offer this document in evidence and ask that it be marked "Pearl Freeman Exhibit Q-1."

Mr. Wood. It will be admitted.

Mr. TAVENNER. I show you also a photographic copy of Form 34, which is an affidavit in accordance with section 223, Elections Code, relating to primary elections, signed Mrs. Pearl E. Freeman, dated September 27, 1944.

I desire to offer this document in evidence and ask that it be marked "Pearl Freeman Exhibit Q-2."

# 206  
Form 34

Affidavit in accordance with Section 223, Elections Code  
Relating to Primary Elections.

Appd.	<input checked="" type="checkbox"/>
Strus	<input type="checkbox"/>
Index	<input checked="" type="checkbox"/>

STATE OF CALIFORNIA }  
CITY AND COUNTY OF SAN FRANCISCO } ss.

No. 14

Precinct.

District.

Name Mr. Pearl Elizabeth Freeman

Address 2572 Washington, being duly sworn, deposes and says that she

is Registered on the Great Register of the said City and County of San Francisco, as a

Communist Party

Communist Party member or has or has decided to become a party member.

that since the date of such registration she has changed her Political views and in good faith declares she her affiliation with Democratic Party.

Subscribed and sworn to before me this 27 day

of September, 1944

W. W. Lunde

Deputy Registrar of Voters.

Signature.

2572 Washington

Address.

PEARL FREEMAN  
EXHIBIT Q-2

<sup>36</sup> Retained in committee files.

Mr. Wood. It will be admitted.

Mr. TAVENNER. I show you a photographic copy of duplicate affidavit of registration No. 837909, State of California, dated August 28, 1943, signed by Mrs. Pearl E. Freeman.

I desire to offer this document in evidence and ask that it be marked "Pearl Freeman Exhibit Q-3."

Mr. Wood. It will be admitted.

Mr. TAVENNER. I now show you a photostatic copy of United States Civil Service Commission Form 3005, which is an application for refund of retirement deductions, bearing the signature of Pearl E. Freeman, dated May 10, 1946.

I desire to offer this document in evidence and ask that it be marked "Pearl Freeman Exhibit K-1."

Mr. Wood. It will be admitted.

Mr. TAVENNER. At this point I would like to explain that I have just introduced this document again, and ask it be marked "Wheeler 3" when it was already in evidence. [Reading:]

Mr. TAVENNER. Mr. Gesell, have you examined the writing on the documents identified as Pearl Freeman exhibits Q-1 through Q-3, and have you compared the signatures on these exhibits with the signature appearing on Pearl Freeman Exhibit K-1?

Mr. GESELL. I have.

Mr. TAVENNER. From your examination and comparison of these signatures, have you formed an opinion as to whether they were written by the same person?

Mr. GESELL. I have.

Mr. TAVENNER. What is your opinion?

Mr. GESELL. That the documents therein identified as Pearl Freeman Exhibits Q-1, Q-2, and Q-3 were written by the same person who wrote the name Pearl E. Freeman on the photostatic copy of United States Civil Service Commission Form 3005, which is an application for refund of retirement deductions, also identified as Pearl Freeman exhibit K-1.

Mr. TAVENNER. Will you please tell the committee whether or not you arrived at that conclusion through the same type of examination and consideration as that previously testified to by you with regard to the documents Dwight James Freeman Exhibits Q-1 through Q-4?

Mr. GESELL. Yes, sir.

Mr. TAVENNER. That is all, Mr. Chairman.

Mr. Wood. Very well. Thank you.

(Thereupon, the hearing was adjourned.)

Mr. TAVENNER. Mr. Ernest Arena.

Mr. WALTER. Mr. Arena, will you raise your right hand, please? Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. ARENA. I do.

#### TESTIMONY OF ERNEST ARENA, ACCOMPANIED BY HIS COUNSEL, MYER C. SYMONDS

Mr. TAVENNER. You are Mr. Ernest Arena.

Mr. ARENA. That is right.

Mr. TAVENNER. Where do you live?

Mr. ARENA. 3911 Keanu Street, Honolulu, T. H.

Mr. TAVENNER. How old are you?

Mr. ARENA. Thirty-five.

Mr. TAVENNER. Do you hold any official position in local 150 of the ILWU?

Mr. SYMONDS. Mr. Tavenner, I would like to enter my name as counsel.

Mr. TAVENNER. I beg your pardon. That was an oversight. Will you please identify yourself for the record?

Mr. SYMONDS. Myer C. Symonds, appearing for the witness Ernest Arena. And at this time I would like to file a motion to quash the service of the subpoena. It is in the same form as that previously made a part of the record.

Mr. WALTER. It may be made a part of the record.<sup>37</sup>

Mr. SYMONDS. What was the last question?

Mr. TAVENNER. The question is: Whether or not the witness has at any time been an official or held any official position with local 150 of the ILWU.

Mr. ARENA. I am the president of ILWU Local 150.

Mr. TAVENNER. How long have you been president?

Mr. ARENA. I believe it was since 1947.

Mr. TAVENNER. Prior to 1947 what official position did you have with that local?

Mr. ARENA. I was the executive secretary and treasurer.

Mr. TAVENNER. What was the date of the trial of Dr. Reinecke; do you remember?

Mr. ARENA. No; I don't remember.

Mr. TAVENNER. How is that?

Mr. ARENA. I don't remember.

Mr. TAVENNER. Was it during the year 1948?

Mr. ARENA. I don't recall.

Mr. TAVENNER. Well, do you recall what official position you held in the ILWU at the time the Reinecke trial took place?

Mr. ARENA. I believe it was president of ILWU local 150.

Mr. TAVENNER. It was while you were president?

Mr. ARENA. I believe so.

Mr. TAVENNER. During that period of time did you hold any official position in the HCLC?

(Witness confers with counsel.)

Mr. TAVENNER. I think you know that by HCLC I mean the Hawaiian Civil Liberties Committee.

Mr. ARENA. I know what it means.

Mr. TAVENNER. I thought you did.

(Witness confers with counsel.)

Mr. ARENA. Will you please repeat that question?

Mr. TAVENNER. Read the question.

(The question was read by the reporter.)

Mr. ARENA. No.

Mr. TAVENNER. Were you a member during that time, during that period of time? Or at any time while you were president of the local, were you a member of the HCLC?

(Witness confers with counsel.)

Mr. ARENA. On the advice of my counsel I refuse to answer the question on the ground that it may tend to incriminate me.

Mr. TAVENNER. Did you engage in any business transaction in behalf of the ILWU and the HCLC or either of them in connection with the Reinecke trial?

(Witness confers with counsel.)

Mr. ARENA. I refuse to answer the question for the same reasons.

<sup>37</sup> Text of motion to quash service of subpoena by Ernest Arena is identical with the motion filed on behalf of Ralph Tokunaga by his attorney, Myer C. Symonds. See p. 1472.

Mr. TAVENNER. Will you tell the committee whether at any time you were president of the ILWU Local 150, that you were a member of the Communist Party?

Mr. ARENA. On the advice of my counsel I refuse to answer for the same reasons as stated before.

Mr. TAVENNER. Are you now or have you ever been a member of the Communist Party at any time other than the period which I have just asked you about?

Mr. ARENA. On the advice of my counsel I refuse to answer on the same grounds.

Mr. TAVENNER. I have no further questions, Mr. Chairman.

Mr. ARENA. Is that all?

Mr. TAVENNER. I don't know. The chairman will have to decide whether you are dismissed.

Mr. WALTER. You may be excused for the moment. It may be that after the next testimony you would like to make some statement.

The subcommittee will be in recess.

(A recess was taken from 2:50 to 3:20 p. m.)

Mr. WALTER (exhibiting typewritten document). I understand that this statement was circulated in this room during the recess, on the bottom of which appears the name D. J. Freeman. Of course, this committee and its predecessors are accustomed to this sort of tactics, and we realize the source of them, and of course pay little attention to them. But I do want to say that we will not tolerate the circulation of this sort of thing in this hearing room.

Mr. Tavenner.

Mr. TAVENNER. The next witness is Edward Hong. Will Mr. Hong come forward, please.

Mr. WALTER. Raise your right hand, please. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. HONG. Yes.

#### TESTIMONY OF EDWARD HONG, ACCCOMPANIED BY HIS COUNSEL, MYER C. SIMONDS

Mr. TAVENNER. You are Mr. Edward Hong?

Mr. HONG. Yes.

Mr. TAVENNER. I will wait until the photographers have finished. Are you represented by counsel?

Mr. HONG. Yes.

Mr. TAVENNER. Will you identify yourself again, please?

Mr. SYMONDS. My name is Myer C. Symonds. I appear for this witness Edward Hong, and at this time I wish to file the same form of motion to quash service of subpoena as heretofore.

Mr. WALTER. Let it be received in the record at this time.<sup>38</sup>

Mr. TAVENNER. Mr. Hong, when and where were you born?

Mr. HONG. On the island of Oahu, March 6, 1911.

Mr. TAVENNER. Will you give the committee a brief statement of your record of employment?

<sup>38</sup> Text of motion to quash service of subpoena by Edward Hong is identical with the motion filed on behalf of Ralph Tokunaga by his attorney, Myer C. Symonds. See p. 1472.

Mr. HONG. I was employed at the paper company, I have forgotten the name of it, and the United States district engineer, Inter-Island Drydock, and I am now an officer of ILWU Local 150.

Mr. TAVENNER. You are now an officer of local 150, did you say?

Mr. HONG. Yes, sir.

Mr. TAVENNER. How long have you been an officer of local 150?

Mr. HONG. Three years.

Mr. TAVENNER. What office?

Mr. HONG. Secretary-treasurer.

Mr. TAVENNER. While you were an officer of local 150, did you take part in Communist Party meetings?

Mr. HONG. On the advice of my counsel I refuse to answer the question on the grounds that it might tend to incriminate me.

Mr. WALTER. Is that all?

Mr. TAVENNER. I will ask one more question.

Are you now or have you ever been a member of the Communist Party?

Mr. HONG. The same answer.

Mr. TAVENNER. What do you mean by "the same answer"?

Mr. HONG. I refuse to answer the question on the ground that it might tend to incriminate me.

Mr. TAVENNER. All right.

Mr. WALTER. Call your next witness.

Mr. TAVENNER. Yoshito Marumo. Is this the witness?

Mr. SYMONDS. Yes. No; it isn't the one I spoke to you about.

Mr. HARRISON. Mr. Chairman, I would like to ask counsel a question to clarify something.

When Mrs. Freeman was on the witness stand you asked her if she had worked in California for Steve Nelson and Bernadette Doyle. Are they the same persons who, according to a report made by this committee in an earlier investigation, conducted during the war a Communist espionage among the atomic scientists at Berkeley, Calif., and the people who were successful in obtaining information about the atomic experiment there being conducted during the wartime?

Mr. TAVENNER. Well, Judge Harrison, first of all, I don't believe I asked the question whether the witness worked for Steve Nelson; I asked her the question whether she knew him. But Steve Nelson is the person whom I referred to and is the same person who is the subject of an extensive investigation by our committee, and Bernadette Doyle was shown to have been his secretary, and that Steve Nelson was the organizer of the Communist Party for Alameda County during the period that the scientists, to wit, Dr. Weinberg and others, at Berkeley, were involved.

Mr. HARRISON. That is the same man that this committee has submitted a recommendation to the Attorney General for prosecution of Dr. Weinberg for having delivered secret atomic information to Steve Nelson, an agent of the Soviet Government?

Mr. TAVENNER. The precise recommendation was that Dr. Weinberg be prosecuted on the charge of perjury in connection with the investigation about the matter which you have spoken of.

Mr. HARRISON. Of course, he denied having attended certain meetings with Steve Nelson.

Mr. TAVENNER. He denied that he attended certain meetings with Steve Nelson and Bernadette Doyle in August 1943.

Mr. WALTER. Will you raise your right hand, please? Will you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. MARUMO. I do.

**TESTIMONY OF YOSHITO MARUMO, ACCCOMPANIED BY HIS COUNSEL,  
MYER C. SYMONDS**

Mr. TAVENNER. What is your name?

Mr. MARUMO. Yoshito Marumo.

Mr. TAVENNER. Are you represented by counsel?

Mr. MARUMO. Yes.

Mr. TAVENNER. Will counsel identify himself, please.

Mr. SYMONDS. Myer C. Symonds. And at this time I wish to file a motion to quash the service of the subpena, in the same form as on behalf of the previous witnesses represented by me.

Mr. WALTER. It may be placed in the record.<sup>39</sup>

Mr. TAVENNER. Mr. Marumo, will you state your age, please?

Mr. MARUMO. I am 28.

Mr. TAVENNER. Where were you born?

Mr. MARUMO. Honolulu.

Mr. TAVENNER. Tell the committee briefly what jobs you have held.

Mr. MARUMO. I am employed at—

Mr. TAVENNER. Will you state that over? I didn't understand.

Mr. MARUMO. I am employed at Love's Biscuit & Bakery Co.

Mr. TAVENNER. How long have you been employed there?

Mr. MARUMO. Five years.

Mr. TAVENNER. Tell this committee what other positions you have held.

Mr. MARUMO. I am working foreman now.

Mr. TAVENNER. How long have you worked for that company?

Mr. MARUMO. Five years.

Mr. TAVENNER. Do you hold any position of any kind or office in any party or unit? Let me divide the question. Do you hold an office or position of any kind in a union?

Mr. MARUMO. No, sir.

Mr. TAVENNER. How is that?

Mr. MARUMO. No, sir.

Mr. TAVENNER. Have you ever held such a position?

Mr. MARUMO. No, sir.

Mr. TAVENNER. Are you a representative of any character of your local?

Mr. MARUMO. I am a steward, shop steward.

Mr. TAVENNER. You are a shop steward. Well, you do hold a very responsible position with your union, do you not? Isn't that right?

Mr. MARUMO. Yes.

Mr. TAVENNER. Did you say "Yes"?

Mr. MARUMO. Yes.

Mr. TAVENNER. How long have you been a shop steward?

Mr. MARUMO. Four years.

<sup>39</sup> Text of motion to quash service of subpena by Yoshito Marumo is identical with the motion filed on behalf of Ralph Tokunaga by his attorney, Myer C. Symonds. See p. 1472.

Mr. TAVENNER. Four years. What union is it?

Mr. MARUMO. ILWU, local 150.

Mr. TAVENNER. Local 150?

Mr. MARUMO. That is right.

Mr. TAVENNER. Do you know Ernest Arena, president of your local 150?

Mr. MARUMO. On the advice of my counsel, I refuse to answer the question on the ground that it might tend to incriminate me.

Mr. TAVENNER. You are uneasy about being incriminated by mentioning the name of the president of this local?

Mr. MARUMO. On the advice of my counsel.

Mr. TAVENNER. Who are the other officers of your—well, I will not ask you that question—now, will you tell the committee whether you now or ever have been a member of the Communist Party?

Mr. MARUMO. On the advice of my counsel, I refuse to answer the question on the ground that it might tend to incriminate me.

Mr. TAVENNER. All right.

(Witness excused.)

Mr. TAVENNER. Edward Hong.

(No response.)

Mr. TAVENNER. Mr. Frank Maehara.

(No response.)

Mr. TAVENNER. Mr. Chairman, I think there was some mistake on my card as to the time that these witnesses should be present.

I will call Mrs. Jeanette Nakama Rohrbough.

#### TESTIMONY OF JEANETTE NAKAMA ROHRBOUGH, ACCCOMPANIED BY HER COUNSEL, MRS. HARRIET BOUSLOG

Mr. WALTER. Do you swear the testimony that you are about to give will be the truth, the whole truth, and nothing but the truth?

Mrs. ROHRBOUGH. I do.

Mr. TAVENNER. You are Mrs. Jeanette Nakama Rohrbough.

Mrs. ROHRBOUGH. That is right.

Mr. TAVENNER. Are you represented here by counsel?

Mr. ROHRBOUGH. Yes, I am.

Mr. TAVENNER. Will counsel please identify herself.

Mrs. BOUSLOG. I wish the name of Harriett Bouslog be entered on the record as counsel for Jeanette Nakama Rohrbough. At this time I would like to file on behalf of Mrs. Rohrbough the same motion as has been filed before.<sup>40</sup>

Mr. TAVENNER. What was your name before you were married?

Mrs. ROHRBOUGH. Nakama.

Mr. TAVENNER. When were you married? When did your name become Mrs. Rohrbough?

Mrs. ROHRBOUGH. If I remember correctly, in September 1949.

Mr. TAVENNER. Before the date referred to, in September 1949, were you commonly referred to or known by the name of Jeanette Nakama?

<sup>40</sup> Text of motion to quash service of subpoena by Jeannette Nakama Rohrbough is identical with the motion filed on behalf of Wilfred Oku by his attorney, Harriet Bouslog. See p. 1550.

Mrs. ROHRBOUGH. Well, a lot of people, I guess, know me as Nakama.

Mr. TAVENNER. Well, is that the customary name under which you were known?

Mrs. ROHRBOUGH. I have been known by that name for a long time.

Mr. TAVENNER. The reason I am asking were you married before you were married to Mr. Rohrbough is—I am only asking because I don't want to be mistaken regarding the names.

Mrs. ROHRBOUGH. On the advice of my attorney I shall refuse to answer the question on the ground that it might tend to incriminate me.

Mr. TAVENNER. I feel certain that you and the attorney misunderstood my question. Were you married prior to your marriage to Mr. Rohrbough?

Mrs. ROHRBOUGH. Yes, I think I can answer that question. Yes, I was Mrs. Jeanette Hyun.

Mr. TAVENNER. When were you married to Mr. Hyun?

Mrs. ROHRBOUGH. If I remember correctly, it was in August 1948.

Mr. TAVENNER. What was the name of your husband? What was Mr. Hyun's name?

Mrs. ROHRBOUGH. Paul.

Mr. TAVENNER. Paul Hyun? Are you now or have you been, have you ever been a member of the Communist Party?

Mrs. ROHRBOUGH. On the advice of my counsel, I shall refuse to answer the question on the ground that it might tend to incriminate me.

Mr. TAVENNER. No further questions.

(Witness excused.)

Mr. WALTER. The meeting will stand adjourned until 9 o'clock tomorrow morning.

(Whereupon, the meeting was adjourned until Saturday, April 15, 1950, at 9 a. m.)



# HEARINGS REGARDING COMMUNIST ACTIVITIES IN THE TERRITORY OF HAWAII

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SATURDAY, APRIL 15, 1950

UNITED STATES HOUSE OF REPRESENTATIVES,  
SUBCOMMITTEE OF THE COMMITTEE ON UN-AMERICAN ACTIVITIES,  
*Honolulu, T. H.*

## PUBLIC SESSION

The subcommittee of four met, pursuant to call, at 9:08 a. m., in the Senate Chamber, Iolani Palace, Hon. Francis E. Walter (subcommittee chairman) presiding.

Committee members present: Representatives Francis E. Walter, Burr P. Harrison, Morgan M. Moulder, and Harold H. Velde.

Staff members present: Frank S. Tavenner, Jr., counsel; William A. Wheeler and Courtney E. Owens, investigators; and John W. Carrington, clerk.

Mr. WALTER. The hearing will be in order.

Mr. Tavenner.

Mr. TAVENNER. The first witness this morning is Esther M. Bristow.

Mr. WALTER. Will you raise your right hand, please? Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mrs. Bristow. I do.

## TESTIMONY OF ESTHER M. BRISTOW, ACCCOMPANIED BY HER COUNSEL, HARRIET BOUSLOG

Mr. TAVENNER. You are Mrs. Esther M. Bristow?

Mrs. BRISTOW. I am.

Mr. TAVENNER. Mrs. Bristow, there was a subpoena served upon you—

Mrs. BOUSLOG. Mr. Tavenner.

Mr. TAVENNER. I beg your pardon.

Are you represented by counsel.

Mrs. BRISTOW. Mrs. Bouslog is my counsel.

Mr. TAVENNER. Will Mrs. Bouslog identify herself for the record?

Mrs. BOUSLOG. May my name be entered of record, Harriet Bouslog, as attorney for Mrs. Esther M. Bristow. And at this time I would like to file with the committee a motion to quash the service of the subpoena.

Mr. WALTER. It will be placed in the record.<sup>41</sup>

<sup>41</sup>Text of motion to quash service of subpoena by Esther M. Bristow is identical with the motion filed on behalf of Wilfred Oka by his attorney, Harriet Bouslog. See p. 1550.

Mr. TAVENNER. Mrs. Bristow, a subpoena was served on you directing your appearance here and as treasurer of the Hawaiian Civil Liberties Committee to produce any and all financial statements, including canceled checks and ledgers, of the Hawaiian Civil Liberties Committee; this subpoena was served on you on March 31, 1950, according to the return of the United States marshal for this district; do you have the record with you?

(Witness confers with counsel.)

Mrs. BRISTOW. I refuse to answer the question on the grounds it might incriminate me and on the further ground—

Mr. TAVENNER. Instead of asking you a question, I will ask you to produce the records in pursuance to the direction of this subpoena.

Mrs. BRISTOW. I have already refused to answer the question on the grounds that it might tend to incriminate me.

Mr. TAVENNER. Do you mean you refuse to produce the records in accordance with the direction of this subpoena?

(Witness confers with counsel.)

Mrs. BRISTOW. I refuse to answer the question.

Mr. TAVENNER. Do you refuse to produce the records?

(Witness confers with counsel.)

Mrs. BRISTOW. I refuse to produce the records on the grounds that they may tend to incriminate me.

Mr. TAVENNER. You are treasurer of the Hawaiian Civil Liberties Committee, are you not?

(Witness confers with counsel.)

Mrs. BRISTOW. I refuse to answer the question on the same grounds.

Mr. TAVENNER. Are the records in your custody?

(Witness confers with counsel.)

Mrs. BRISTOW. I refuse to answer the question on the same grounds.

Mr. TAVENNER. Speak a little louder. There has been produced, in response to a subpoena, from the commercial department of the American Security Bank, a signature card for the year 1950, in fact, it is dated January 23, 1950, or rather it is a photostatic copy of it. Will you examine it, please?

(Witness examines document.)

Mr. TAVENNER. Is it not a fact that in pursuance to that identification card that the persons, the signatures appearing thereon of Esther M. Bristow and Stephen Murin were the only persons authorized to sign the checks for the Hawaiian Civil Liberties Committee as of January 23, 1950; is that correct?

(Witness confers with counsel.)

Mrs. BRISTOW. I refuse to answer the question on the same grounds.

Mr. WALTER. Mr. Tavenner, I would like to ask the witness a question.

Why do you think it might incriminate you to answer the question as to whether you are authorized to withdraw funds from that bank account?

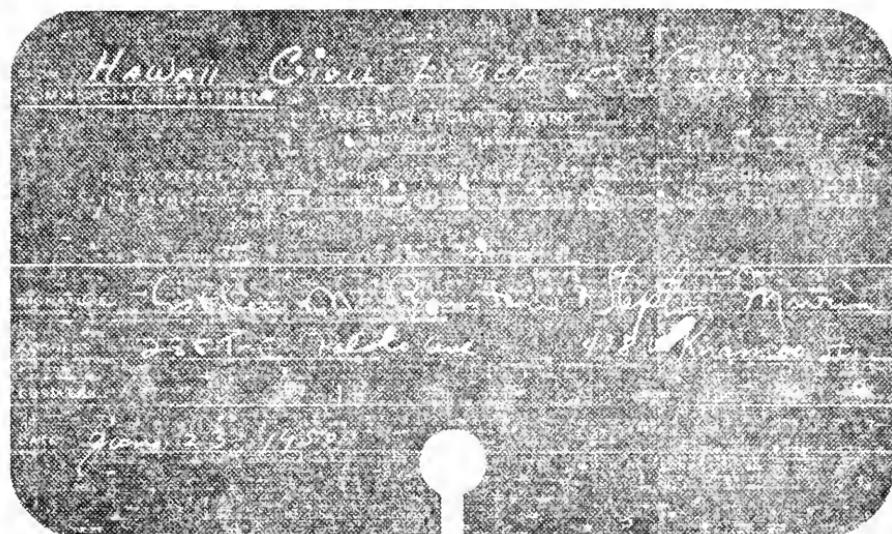
(Witness confers with counsel.)

Mrs. BRISTOW. My counsel has advised me of my legal rights.

Mr. WALTER. The only reason why you refuse to answer these questions is because your attorney advises you not to; is that it?

(Witness confers with counsel.)

Mrs. BRISTOW. My attorney advises me of my legal rights.



ESTHER BRISTOW  
EXHIBIT 1

Mr. WALTER. Did your attorney tell you that any testimony given here is privileged and that it could not be used against you or anybody else in any other proceedings?

(Witness confers with counsel.)

Mrs. BRISTOW. My attorney has advised me.

Mr. WALTER. Keep your voice up; we cannot hear you.

Mrs. BRISTOW. My attorney advises me, and my decision is my own.

Mr. WALTER. Yes; but did your attorney tell you that any testimony given here could not be used against you and that you could not be prosecuted because of what you said here before this congressional committee?

(Witness confers with counsel.)

Mrs. BRISTOW. I believe that is a privileged communication between myself and my attorney.

Mr. WALTER. That is probably true. I don't know, but I am asking you merely: Were you told that you could not be prosecuted because of any testimony you gave here?

(Witness confers with counsel.)

Mrs. BRISTOW. I hardly know how to answer the question except as I have already answered it. I have decided that I had the legal right not to answer the question because of incrimination.

Mr. WALTER. It is very distasteful to me and to the other members of this committee to be compelled to take action that we have taken in adopting resolutions to cite people for contempt. We don't want to make trouble for anybody. And that is the only reason why I am asking you if you know exactly what you are doing when you say that you are afraid you may be incriminated by answering an innocent question.

Mrs. BRISTOW. Yes. I know exactly what I am doing.

Mr. WALTER. Yes. All right.

Mr. TAVENNER. Will you examine again the card which I handed you, obtained from the commercial department of the American Security Bank, and state whether the signature Esther M. Bristow is your signature?

(Witness confers with counsel.)

Mrs. BRISTOW. I refuse to answer on the same grounds.

Mr. TAVENNER. I desire to offer the photostatic copy in evidence and mark it "Bristow Exhibit No. 1."

Mr. WALTER. Without objection, it will be received.<sup>42</sup>

Mr. TAVENNER. That is all. Wait just a minute.

Mr. WALTER. Just a minute, please. Call your next witness.

Mr. TAVENNER. Mr. Owens.

Mr. WALTER. Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. OWENS. I do.

#### TESTIMONY OF COURTNEY E. OWENS

Mr. TAVENNER. Will you state your full name, please, sir?

Mr. OWENS. Courtney E. Owens.

Mr. TAVENNER. Do you hold a position with the Un-American Activities Committee of the House of Representatives?

Mr. OWENS. Yes, sir. I am an investigator for the Un-American Activities Committee.

Mr. TAVENNER. How long have you been an investigator of this committee?

Mr. OWENS. Since September 1948.

Mr. TAVENNER. Prior to your employment as an investigator, what experience or training did you have in preparation for this work?

Mr. OWENS. I immediately after the war, after serving in the Navy, I required another semester of college to get my degree in business administration, majoring in accounting. I returned to Tulane University in New Orleans. On my return to Washington I was employed in the office of Howard Smith, of Virginia, for approximately a year and 2 months, and then I went to work for the committee.

Mr. TAVENNER. Mr. Owens, in response to a subpoena duces tecum was there presented to you certain records of the Hawaiian Civil Liberties Committee?

Mr. OWENS. Yes, sir.

Mr. TAVENNER. Upon whom was that subpoena served?

Mr. OWENS. Mr. Katsuto Nagae, room 202, Terminal Building, Honolulu.

Mr. TAVENNER. What period of time was covered by the records which were turned over to you in pursuance to that subpoena?

Mr. OWENS. These records cover the period December 17, 1947, to February 7, 1949.

Mr. TAVENNER. Do you have those records with you?

Mr. OWENS. Yes; I do.

Mr. TAVENNER. Have you analyzed those records?

Mr. OWENS. Yes, sir.

<sup>42</sup> See p. 1655.

Mr. TAVENNER. I desire at this time to ask you to give the committee the benefit of your examination of those records, and then I will desire to put part if not all of them in evidence.

Mr. OWENS. Mr. Chairman, this is a short financial analysis of the records that were subpoenaed and what they showed:

The Hawaii Civil Liberties Committee opened a trust account with Mr. Katsuto Nagae, accountant and auditor, room 202, Terminal Building, Honolulu, on December 17, 1947. Mr. Nagae's function in connection with the Hawaii Civil Liberties Committee was merely that of an accountant and was performed on a strict business basis. This account was opened by Mr. Nagae at the instruction of Marshall McEuen, who, on December 15, 1947, at the formal organizational meeting of the Hawaii Civil Liberties Committee had been elected to head their organization committee for the coming year, that is, 1948. Marshall McEuen gave Mr. Nagae \$96.95 with which to open a trust account in Mr. Nagae's name for the Hawaii Civil Liberties Committee. This trust account was maintained from December 17, 1947, until February 7, 1949, a period of just about 14 months. The committee is now in possession of all financial records, statements, and canceled checks covering this period as a result of a subpoena served on Mr. Nagae.

During this 14 months' period the income of the Hawaii Civil Liberties Committee was \$9,790.34. This figure breaks down as follows, as shown by the financial records now in the possession of the committee.

I would like to add that those three sources are the only sources of income on this statement.

Donations, \$8,510.44; benefit dances and parties, \$1,195.90; membership dues \$84.

With the exception of the first 5 weeks of this account, when Marshall McEuen, John Reinecke, Aiko Reinecke, and Doris Ozaki turned in a few donations, all money turned over to Mr. Nagae for deposit was given to him by Rachael Saiki, who would give him a certain amount of money and tell him the source, tell him whether it was a donation, social, or membership fees.

The disbursements for this same 14 months' period were \$8,460.57. The committee is in possession of the canceled checks representing this entire disbursement. Of this amount—\$8,460.57—\$3,009.88 was paid to individuals identified before this committee as members of the Communist Party; \$1,500 was paid to Mr. Richard Gladstein for his representation of John Reinecke during the Reinecke hearing in 1948, August and September 1948; \$1,128.11 was paid to Mrs. Harriet Bouslog and/or Mr. Myer Symonds; \$152.42 was paid to the International Longshoremen and Warehousemen's Union as donations or reimbursement for services; and \$102.50 was paid to the Honolulu Record, a part of which was for the purchase of stock in that corporation. This makes a total of \$5,918.71, which represents 70 percent of the total disbursements for that period. The remaining disbursements will be obvious from the face of the checks and are purely routine business.

Mr. Nagae gave the Hawaiian Civil Liberties Committee a final accounting on February 7, 1949, at which time he issued a check to their order in the amount of \$1,195.77. This was their net balance after deducting bank-service charges and a charge for accounting

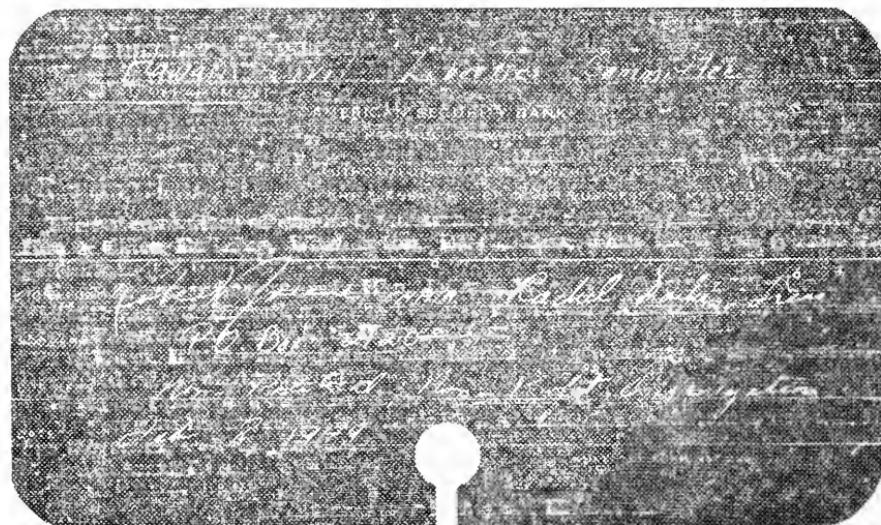
service over this 14-month period, that gross balance having been \$1,349.77.

Since February 8, 1949, the Hawaii Civil Liberties Committee has maintained their own bank account at the American Security Bank here in Honolulu. On this date, Robert Greene and Rachael Saiki, president and treasurer, respectively, of Hawaii Civil Liberties Committee for the year 1949, executed the proper signature cards at this bank and deposited their check of \$1,195.77.

I have here that signature card and the ledger sheets subpenaed from the American Security Bank, which clearly shows the deposit of February 8, 1949, in that amount.

Mr. TAVENNER. I desire to offer the photostatic copies in evidence and have them marked "Exhibit Owens Nos. 1 and 2," respectively.

Mr. WALTER. They will be received.<sup>43</sup>



OWENS  
EXHIBIT 1

Mr. TAVENNER. Now, is it the record of the deposits and the expenditures covering the period shown by that bank statement which would have been included within the subpena duces tecum served upon Mrs. Bristow?

Mr. OWENS. Yes, sir. For the period February 1949 to February 1950, 13 months, there has been deposited in this account the sum of \$879.04; disbursements for this same 13-month period have been \$1,694.40. Their balance as of March 1, 1950, was \$380.41.

It is interesting to compare the average monthly income and the average monthly disbursements for these two periods just discussed, namely, the 14-month period of December 1947 to January 1949, during which period Doctor and Mrs. Reinecke were suspended, their case investigated, and a long public hearing held with regard to their alleged Communist activities, as a result of which they were suspended from their positions in the teaching profession here in Honolulu. During this period, December 1947 to January 1949, the average monthly

<sup>43</sup> Owens exhibit No. 1, see above. Owens exhibit No. 2, retained in committee files.

income for that period was \$699.31 and the average monthly disbursement was \$604.31, whereas the average monthly income for the second period, February 1949 to February 1950, was \$67.62, and the average monthly disbursement was \$130.35.

This Hawaii Civil Liberties Committee has been cited by the Attorney General of the United States as being dominated by the Communist Party and a Communist-front organization. The committee staff of this committee will very shortly present to the members of this committee for their approval and issuance, a complete and detailed report on this organization from its very inception to date.<sup>44</sup>

Mr. TAVENNER. Mr. Owens, you mentioned the fact that there had been an accounting at the end of the period covered by the trust officer in his handling of the funds of this concern.

Mr. OWENS. Yes, sir.

Mr. TAVENNER. Do you have that with you?

Mr. OWENS. Yes; I do.

Mr. TAVENNER. I desire to offer that statement of the account into evidence and have it marked "Exhibit Owens No. 2."

Mr. WALTER. It will be received.<sup>45</sup>

Mr. TAVENNER. It should be marked "No. 3."

Mr. OWENS. I have also, Mr. Tavenner, the cash book, the book of original entry, of Mr. Nagae, which indicates in addition to the Hawaii Civil Liberties Committee trust account numerous other trust accounts. Therefore, the names and amounts in this book are not all pertaining to the Hawaii Civil Liberties Committee.

Mr. TAVENNER. In that event, I desire that the cash book be marked only for identification and not be placed in evidence. I ask it be identified as "Owens Exhibit No. 4."

Mr. WALTER. It will be received.<sup>46</sup>

Mr. OWENS. I have also, Mr. Tavenner, 10 financial statements which were submitted to the Hawaii Civil Liberties Committee by Mr. Nagae periodically. There are 10 copies of this statement, which I would like for you to have at this time.

Mr. TAVENNER. I desire to offer these financial statements in evidence and have them marked as one batch of papers, and request that they be marked "Owens Exhibit No. 5."<sup>47</sup>

Mr. OWENS. I have here also 143 checks drawn on this trust account by Mr. Nagae, and I would like to present them to you at this time.

Mr. TAVENNER. I desire to offer these checks in evidence as one batch of checks and request that they be marked as "Owens Exhibit No. 6."

Mr. WALTER. They will be received.<sup>48</sup>

Mr. TAVENNER. Mr. Owens, in the course of your investigation, did you procure, as a result of the subpoena duces tecum, records of a transaction with the Bergstrom Music Co., bearing date August 12, 1948, and also one with the same company bearing date September 15, 1948?

Mr. OWENS. Yes, sir. In the follow-up investigation which these checks disclosed, those documents were turned over to the committee as a result of the subpoena served upon that company.

<sup>44</sup> See report on Hawaii Civil Liberties Committee.

<sup>45</sup> Retained in committee files.

<sup>46</sup> Retained in committee files.

<sup>47</sup> Report on Hawaii Civic Liberties Committee.

<sup>48</sup> See appendix for list of checks.

Mr. TAVENNER. I desire to have identified these two documents only at this time and mark them "Owens Exhibit No. 7 and 8," respectively. And will you mark them right now?



Owens 7

DATE 8/12/48

OUR INVOICE No. 3830-16

YOUR ORDER No. Robt. Greene

SOLD TO      I.L.W.U. Educational & Legal Dept  
Pier 11  
Honolulu, T.H.

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
4	1-Hour Wire Spools	5.00	\$ 20.00
<p>Certified true copy of the original invoice. BERGSTROM MUSIC COMPANY <i>O. W. Atsumi</i> Off. Mgr</p>			

OWENS  
EXHIBIT 7

DATE 9/15/48

OUR INVOICE No. 3942-9

YOUR ORDER No. Robt. Greene

SOLD TO      I.L.W.U. Educational & Legal Dept  
Pier 11  
Honolulu, T. H.

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
12	1-Hour Wire Spools	5.00	\$ 60.00
<p>Certified true copy of the original invoice. BERGSTROM MUSIC COMPANY <i>O. W. Atsumi</i> Off. Mgr</p>			

OWENS  
EXHIBIT 8

Mr. OWENS. These are invoices No. 3830-16 and invoice 3942-1, of the Bergstrom Music Co., 1045 Fort Street, Honolulu, Hawaii, which were turned over to me as a result of the subpoena served on that company.

Mr. TAVENNER. As a result of your further investigation did you procure by subpoena duces tecum other customers' invoices, which I hand you now and which are bound together, and which I will ask you to identify only and that they be marked for identification only as "Owens Exhibit No. 9."

BRANCHES OF AGENCIES  
HON. HAWAII  
WAIKIKI, MAUI  
KOLOA, KAUAI

## CUSTOMER'S INVOICE

## ALEXANDER BROS., LTD.

Office Equipment—Service and Supplies  
1687 KAPIOLANI BLVD., HONOLULU, HAWAII  
P. O. BOX 2814—PHONE 90586

CUSTOMER'S  
ORDER NO. & DATE  
REQUISITION NO.  
CONTRACT NO.

REFER TO  
INVOICE NO. A2660  
INVOICE DATE 8/24/48  
VENDOR'S NO.

SOLD  
TO I L W U  
Terminal Bldg. Pier 11  
Honolulu, T. H.

SALESMAN C. Nelson

SHIPPED TO  
AND  
DESTINATION

HOW SHIPPED  
DATE SHIPPED

Deliver

FROM

F.O.B.

PREPAID  
OR COLLECT

TERMS: NET 30 DAYS NO CASH DISCOUNT.

SALE RENT TRIAL LOAN

V	Quantity Ordered	Quantity Shipped	DESCRIPTION	Unit Price	AMOUNT	TOTAL
	10	Only	One Hour Spools for Webster Wire Recorder	5.00	50.00	50.00

I certify that the above bill is correct and just; that payment therefor has been received; that all statutory requirements as to American production and labor standards and all conditions of purchase applicable to the transactions have been complied with; and that State or local sales taxes are not included in the amounts billed.

ALEXANDER BROS., LTD.

Certified and just; payment not received. The articles covered by this invoice are of the growth, production or manufacture of the United States.

ALEXANDER BROS., LTD.

Vice President-Treasurer

Make All Checks Payable to ALEXANDER BROS., LTD.

GOODS COVERED BY THIS INVOICE WERE PRODUCED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE FAIR LABOR STANDARDS ACT OF 1938.

OWENS  
EXHIBIT 9  
(p. 1)

BRANCHES & AGENCIES  
HILO, HAWAII  
WAILUKI, MAUI  
KOLOA, KAUAI

**CUSTOMER'S INVOICE**  
**ALEXANDER BROS., LTD.**

Office Equipment—Service and Supplies  
1687 KAPIOLANI BLVD., HONOLULU, HAWAII  
P. O. BOX 2814—PHONE 90586

CUSTOMER'S  
ORDER NO. & DATE  
REQUISITION NO.  
CONTRACT NO.

SOLD TO I L W U  
Legal & Education Fund  
1 Pier 11 Terminal Bldg.  
Honolulu, T. H.

REFER TO  
INVOICE NO. A2729  
INVOICE DATE 8/28/48  
VENDOR'S NO.

SALESMAN C. Nelson

SHIPPED TO  
AND  
DESTINATION  
HOW SHIPPED  
DATE SHIPPED

FROM  
F.O.B. PREPAID  
OR COLLECT

TERMS: NET 30 DAYS. NO CASH DISCOUNT.

SALE RENT TRIAL LOAN

V	Quantity Ordered	Quantity Shipped	DESCRIPTION	Unit Price	AMOUNT	TOTAL
	50	Only 15 Only	1 hour Spools of Wire	5.00	250.00	
	5	Only	File Boxes	1.00	5.00	255.00

*Certified true copy  
John O. Alexander*

I certify that the above bill is correct and just, that payment therefor has not been received, that all statutory requirements as to American production and labor standards and all conditions of purchase applicable to the trade, are met, and that State or local sales taxes are not included in the amounts billed.

ALEXANDER BROTHERS, LTD.

Certified and just, payment not received. The articles covered by this invoice are of the growth, production or manufacture of the United States.

ALEXANDER BROS., LTD.

By \_\_\_\_\_ Vice President-Treasurer

Vice President-Treasurer

Make All Checks Payable to ALEXANDER BROTHERS, LTD.

GOODS COVERED BY THIS INVOICE WERE PRODUCED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE FAIR LABOR STANDARDS ACT OF 1938.

OWENS  
EXHIBIT 9  
(p. 2)

BRANCHES & AGENCIES  
HILO HAWAII  
WAIKIKI, MAUI  
KOLOA, KAUAI

**CUSTOMER'S INVOICE**  
**ALEXANDER BROS., LTD.**

Office Equipment—Service and Supplies  
1687 KAPIOLANI BLVD., HONOLULU, HAWAII  
P. O. BOX 2814—PHONE 90586

CUSTOMER'S  
ORDER NO. 0 DATE  
REQUISITION NO.  
CONTRACT NO.

SOLD I. L. W. U.  
TO Pier 11 Terminal Bldg.  
Honolulu, T. H.

REFER TO  
INVOICE NO. A2701  
INVOICE DATE 8/27/48  
VENDOR'S NOS.

SALESMAN C. Nelson

SHIPPED TO  
AND  
DESTINATION  
HOW SHIPPED  
DATE SHIPPED

FROM  
P.O.B.

PREPAID  
OR COLLECT

TERMS: NET 30 DAYS. NO CASH DISCOUNT.

SALE RENT TRIAL LOAN

FOR CUSTOMER'S USE ONLY	
Register No.	Voucher No.
F. O. B. Checked	
Terms Approved	Price Approved
Calculations Checked	
Transportation	
Freight Bill No.	Amount
Material Received	
Date 19	Signature Title
Satisfactory and Approved	
Adjustments	
Accounting Distribution	
Audited	Final Approval

V	Quantity Ordered	Quantity Shipped	DESCRIPTION	Unit Price	AMOUNT	TOTAL
	10	Only	One Hour Spools for Webster Wire Recorder	5.00	50.00	50.00

I certify that the above bill is correct and just, that payment therefor has not been received, that all statutory requirements as to American products and services have been observed, all taxes of purchase applicable to the transactions have been complied with, and that State or local sales taxes are not included in the amounts billed.

ALEXANDER BROTHERS, LTD.

Certified and just; payment not received. The articles covered by this invoice are of the growth, production or manufacture of the United States

ALEXANDER BROS., LTD.

Vice President-Treasurer

By Vice President-Treasurer

Make All Checks Payable to ALEXANDER BROTHERS, LTD.

GOODS COVERED BY THIS INVOICE WERE PRODUCED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE FAIR LABOR STANDARDS ACT OF 1938.

OWENS  
EXHIBIT 9  
(p. 3)

BRANCHES & AGENCIES  
HIL HAWAII  
WAILUKU, MAUI  
KOLDA, KAUAI

CUSTOMER'S INVOICE  
**ALEXANDER BROS., LTD.**

Office Equipment—Service and Supplies  
1687 KAPIOLANI BLVD., HONOLULU, HAWAII  
P. O. BOX 2814—PHONE 90586

CUSTOMER'S  
ORDER NO. & DATE  
REQUISITION NO.  
CONTRACT NO.

SOLD  
TO      I L W U  
Terminal Bldg. Pier 11  
Honolulu, T. M.

REFER TO  
INVOICE NO.      A 2623  
INVOICE DATE      8/20/48  
VENDOR'S NOS.

SALESMAN      D. Nelson

FOR CUSTOMER'S USE ONLY

Register No.	Voucher No.
F. O. B. Checked	
Terms Approved	Price Approved
Calculations Checked	
Transportation	
Freight Bill No.	Amount
Material Received	
Date      19	Signature      Title
Satisfactory and Approved	
By      D. Nelson	
Accounting Distribution	

SHIPPED TO  
AND  
DESTINATION  
HOW SHIPPED  
DATE SHIPPED

Delivered      F.O.B.

PREPAID  
OR COLLECT

Audited      Final Approval

TERMS: NET 30 DAYS, NO CASH DISCOUNT			SALE	RENT	TRIAL	LOAN	DESCRIPTION	Unit Price	AMOUNT	TOTAL
V	Quantity Ordered	Quantity Shipped								
	10	Only					One Hour Spools for Webster Wire Recorder	5.00	50.00	50.00

*Certified true copy  
John E. Alexander*

I certify that the above bill is correct and just; that payment therefor has been received by me in full for all articles and services; that all protection and labor standards and all conditions of purchase applicable to the transactions have been complied with, and that State or local sales taxes are not included in the amounts billed.

ALEXANDER BROTHERS, LTD.

Certified and just; payment not received. The articles covered by this invoice are of the growth, production or manufacture of the United States.

ALEXANDER BROS., LTD.

By \_\_\_\_\_ Vice President-Treasurer

Make All Checks Payable to ALEXANDER BROTHERS, LTD.

GOODS COVERED BY THIS INVOICE WERE PRODUCED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE FAIR LABOR STANDARDS ACT OF 1938.

OWENS  
EXHIBIT 9  
(p. 4)

BRANCHES & AGENCIES  
Hilo, Hawaii  
Wailuku, Maui  
Koloa, Kauai

**CUSTOMER'S INVOICE**  
**ALEXANDER BROS., LTD.**

Office Equipment—Service and Supplies  
1687 KAPIOLANI BLVD., HONOLULU, HAWAII  
P. O. BOX 2814—PHONE 90586

CUSTOMER'S  
ORDER NO. & DATE  
REQUISITION NO.  
CONTRACT NO.

Mr. Arenas

SOLD  
TO  
I L W U  
Pier 11

REFFER TO  
INVOICE NO.  
INVOICE DATE  
VENDOR'S NOS.

A2487

8/12/48

SALESMAN 12 Lee

SHIPPED TO  
AND  
DESTINATION  
Educational & Legal Fund

HOW SHIPPED  
will call  
FROM  
F.O.B.  
PREPAID  
OR COLLECT

TERMS NET 30 DAYS. NO CASH DISCOUNT.

V	Quantity Ordered	Quantity Shipped	DESCRIPTION	Unit Price	AMOUNT	TOTAL
6	Only		1/4" x one hour Recording Wire	5.00	30.00	30.00

*Certified true copy  
John E. Alexander*

I certify that the above bill is correct and just, that payment therefor has not been received, that all statutory requirements as to the collection of the amount due have been complied with, that all contributions required applicable to the transactions have been complied with, and that State or local sales taxes are not included in the amounts billed.

ALEXANDER BROS., LTD.

Certified and just; payment not received. The articles covered by this invoice are of the growth, production or manufacture of the United States.

ALEXANDER BROS., LTD.

Vice President-Treasurer

By Vice President-Treasurer

Make All Checks Payable to ALEXANDER BROS., LTD.

GOODS COVERED BY THIS INVOICE WERE PRODUCED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE FAIR LABOR STANDARDS ACT OF 1938

OWENS  
EXHIBIT 9  
(p. 5)

Mr. OWENS. These are five invoices, bearing Nos. A-2660, A-2729, A-2701, A-2623, and A-2487, of the Alexander Bros., Ltd., which invoices were turned over to me as a result of the subpoena served on that company.

Mr. TAVENNER. Did you also, through the use of the subpoena duces tecum, secure other documents, which I now hand you?

Mr. OWENS. Invoice No. 2784 and invoice No. 3121.

Mr. TAVENNER. The first one is what number?

Mr. OWENS. 2784.

Mr. TAVENNER. I desire to have it marked for identification only as "Owens Exhibit No. 10."

Mr. WALTER. It will be so marked.

Mr. OWENS. And invoice No. 2784 of the Pacific Frontier Broadcasting Co.

Mr. TAVENNER. I desire to have it identified, marked for identification only, as "Owens Exhibit 11."

Mr. OWENS. This is a certified true copy and was turned over to me as a result of the subpoena served on the general manager of this company. This invoice No. 3121 of the Pacific—

Mr. TAVENNER. Just a minute. I want to make certain that our record is correct. I want to straighten it in the record if there is any question about it. Will you examine the paper again, which I now hand you, and state what company it refers to and its date?

Mr. OWENS. Invoice No. 2784, dated August 31, 1948, of the Pacific Frontier Broadcasting Co., which was produced as a result of the subpoena served on the general manager of that corporation.

Mr. TAVENNER. I desire that exhibit be marked for identification only as "Owens Exhibit No. 10."

Mr. WALTER. It may be so marked.<sup>49</sup>

Mr. OWENS. This is invoice No. 3121, dated September 30, 1948, of the Pacific Frontier Broadcasting Co., Ltd., and was produced as a result of the subpoena served on the general manager of that company.

Mr. TAVENNER. I desire to have it marked for identification only as "Owens Exhibit No. 11."

I have no further questions.

Mr. VELDE. I believe you stated that the account of the HCLC was closed in February 1950, did you not?

Mr. OWENS. Yes.

Mr. VELDE. Do you know what happened to the balance?

Mr. OWENS. The investigation, Mr. Velde, was made shortly after we arrived in Honolulu, and my examination of their account, which is still a current account, stopped at the end of February, and I made my records accordingly as of February 28, and the present appearance and activity of that account will show from the ledger sheet which was subpoenaed from that bank.

Mr. VELDE. Then the account is still active?

Mr. OWENS. Oh, yes, sir.

Mr. WALTER. That is all.

Call your next witness.

Mr. TAVENNER. I would like to call as my next witness Mr. Steve Murin.

#### TESTIMONY OF STEPHEN MURIN, ACCOMPANIED BY HIS COUNSEL, HARRIET BOUSLOG

Mr. WALTER. Will you raise your right hand, please?

Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Mr. MURIN. I do.

Mr. TAVENNER. I understand counsel, Mrs. Harriet Bouslog, is asking about the return of the checks, which have just been introduced in evidence. I want to assure her that the checks will be safe and that

<sup>49</sup> Retained in committee files.

she will be able to get them back when we have completed with our examination of them and the use of them.

Mrs. BOUSLOG. Well, I am the attorney who is—I have been the attorney and I am the attorney of the Hawaii Civil Liberties Committee and I assume you would follow the same practice as I have with others in duplicating their financial records and not holding the originals in the records of the committee.

Mr. TAVENNER. There was not a single record of that group which you will not be permitted to obtain when we complete with our use of it. As I understand it, you represent the organization of the Hawaii Civil Liberties Committee in making that request.

Mrs. BOUSLOG. Well, I represent the Hawaii Civil Liberties Committee and I noted sitting here that instead of offering duplicate copies as has been your practice in other instances you have been putting original records into the record as an exhibit. I was merely making a request as one attorney to another that you duplicate them and return the original records to the organization.

Mr. TAVENNER. I just learned now that we have duplicates here. We will return the originals when the committee chairman authorizes it and directs it.

Mr. WALTER. Well, for your purpose would the duplicates be satisfactory?

Mrs. BOUSLOG. Is there any reason why the duplicates are not satisfactory for the committee, so that the Hawaii Civil Liberties Committee may have those?

Mr. WALTER. Of course, we both know what we have in mind, don't we?

Mr. TAVENNER. Mr. Chairman, may we proceed?

Mr. WALTER. Proceed.

Mr. TAVENNER. Has he been sworn?

Mr. MURIN. I have been sworn.

Mr. TAVENNER. You are Mr. Stephen Murin?

Mr. MURIN. That's right.

Mr. TAVENNER. Are you represented by counsel?

Mr. MURIN. I am represented by attorney Bouslog.

Mr. TAVENNER. Will the attorney identify herself for the record?

Mrs. BOUSLOG. May the name of Harriet Bouslog be entered of record as counsel for Stephen Murin. At this time I want to file the usual motion to the committee.<sup>50</sup>

Mr. TAVENNER. Mr. Murin, what official position, if any, do you hold at this time with the Hawaii Civil Liberties Committee?

(Witness confers with counsel.)

Mr. MURIN. I have discussed this entire matter with my counsel and I have been advised and I fully agree that I cannot answer this question and other questions like it on the basis that it would tend to incriminate me, and I also believe that my association of this committee in the past and at the present time may act—act against the liberties not only of myself, but against larger numbers of the people. For this reason, in addition to the fifth amendment, I believe I must refuse to answer that question and possibly others.

<sup>50</sup> Text of motion to quash service of subpoena by Stephen Murin is identical with the motion filed in behalf of Wilfred Oka by his attorney, Harriet Bouslog. See p. 1550.

Mr. WALTER. Why do you think you would be in trouble if you admit membership in this organization?

Mr. MURIN. We are living in a very unusual time.

Mr. WALTER. Yes.

Mr. MURIN. I am aware of it. I think you are. I think that one of the most serious things that I have ever been faced with is this opportunity to appear before you. I considered very seriously what I might do and I don't believe that I would be serving the American people and the labor movement or myself in justice, not injustice, but in justice, if I were to answer questions, which because of the peculiar atmosphere of the era we live in could be used against these larger groups of people. I believe that sincerely. Given the opportunity, I would like to enlarge upon that.

Mr. WALTER. Of course, that dangerous situation that you talk about is the imminence of another dictatorship, isn't it?

Mr. MURIN. I am almost tempted to refer to you as your Honor. What would be the proper title to call you, sir?

Mr. WALTER. Mr. Walter.

Mr. MURIN. Mr. Walter. I don't believe——

Mr. WALTER. You can call me Francis if you feel like it.

Mr. MURIN. Possibly a few years ago, Mr. Walter, I may have, because I come from your State. I come from the Thirty-second Representative District of Pennsylvania. I don't believe that your formulation of the danger is one that I would agree with. The question that we are faced with today is not the imminence of another dictatorship.

Mr. WALTER. Don't you realize that this committee was set up by the Congress of the United States, and that it is a part of the Government of the United States?

Mr. MURIN. I realize that.

Mr. WALTER. It is set up in the democratic manner that we in America know.

Mr. MURIN. I agree it is according to the official machinery of the United States Government and I believe it was set up for the purpose which, I forget your formulation of it, an official proceeding for which committees have been set up in the past.

Mr. WALTER. Then why do you think that in view of the fact, times, rather, recently we got adopted a law that makes the testimony given before this committee privileged? It can't be used against anybody, and those of us who were interested in the activities of this committee in an endeavor to see to it that people would feel free to testify, had this law adopted. Now why do you think, that being the fact, that you might get in difficulty if you refused to answer questions?

(Witness confers with counsel.)

Mr. MURIN. I have discussed this matter earlier with my attorney and again now on the advice of counsel I think that I cannot answer that particular question.

Mr. WALTER. Then your refusal to answer the questions comes from the fact that you have been told by your attorney not to answer it, not because of any feeling that you individually have?

Mr. MURIN. No; that would not be correct. I have been advised by my counsel of my rights. I have thought the matter over very seriously from the dictates of my own conscience, and I have taken it upon myself with full concurrence with my counsel's advice that I cannot answer that question.

Mr. WALTER. Proceed, Mr. Tavenner.

Mr. TAVENNER. Mr. Murin, did I understand you to say that you were from the State of Pennsylvania?

(Witness confers with counsel.)

Mr. MURIN. I answered that "Yes."

Mr. TAVENNER. When were you last in Pennsylvania?

Mr. MURIN. In 1947.

Mr. TAVENNER. Have you been in the Territory of Hawaii since that time, since 1947?

Mr. MURIN. Yes; except—yes.

Mr. TAVENNER. I understood you to say you were from the Twenty-third District—Thirty-second District of Pennsylvania. Identify more definitely the location of your residence when you lived in Pennsylvania.

Mr. MURIN. I lived in a small town 4 miles outside of Pittsburgh. It was called McKee's Rocks.

Mr. TAVENNER. McKee's Rocks. How long did you live at McKee's Rocks, Pa.?

Mr. MURIN. I lived there from the time I was about 3 years old until I was 24. At that time I enlisted in the Navy and never returned as a resident.

Mr. TAVENNER. While you were living there did you know a Steve Nelson, the Communist Party organizer?

(Witness confers with counsel.)

Mr. MURIN. I have been advised and I agree that I cannot answer that question, on the basis that it would tend to incriminate me.

Mr. TAVENNER. Do you refuse to answer that question on the ground of self-incrimination? Is that what I understand?

Mr. MURIN. That is right.

Mr. WALTER. Well, why do you think that merely knowing Steve Nelson would get you into any trouble?

Mr. MURIN. I think that, Mr. Walter, that if I were to enlarge on all of these questions I would take up much time. I think that the important thing here before us is the activities of myself, and I want to know whether this committee can produce any evidence about any unlawful activity on my part. If the committee can, I will be very glad to discuss that, but matters relating to my own affairs, I feel that their discussion, an enlargement upon them, might tend to incriminate me.

Mr. TAVENNER. Well, did you learn to know or were you acquainted with Matthew Cvetic, in Pittsburgh?

(Witness confers with counsel.)

Mr. MURIN. Under the advice of counsel, and again with my full concurrence, I must refuse to answer that because it might tend to incriminate me.

Mr. WALTER. Now, just to refresh your recollection, Mr. Cvetic was a member of the Communist Party for upward of 8 years, very active in the Communist Party. During that period, he was an FBI agent. Now, does that refresh your recollection any?

Mr. MURIN. I still will say that there is no reason why, to change my mind to answer that question.

Mr. WALTER. What do you think it might incriminate you if you admit you know the FBI agent?

Mr. MURIN. You want me to answer that?

Mr. TAVENNER. Yes.

Mr. MURIN. I interpret that as a type of question, I don't think that it is to the point, and I would like to repeat again that I refuse to answer the question on the ground that it might tend to incriminate me.

Mr. WALTER. Well, what is incriminating about knowing an FBI agent?

Mr. MURIN. I have, Mr. Walter, nothing more to say on that particular question, because unless you wish to delve deeper into this thing and go into matters which have no relationship to my ability—

Mr. WALTER. My only interest is to see that a fellow Pennsylvanian doesn't get into trouble.

Mr. MURIN. I think, Representative Walter, that in my own mind I have done no wrong. I have lived a pretty honest life, and as long as we discuss my life I think I am on safe ground.

Mr. WALTER. I am absolutely positive of that. One of the radio commentators described me as being a "kind, white-haired old gentleman." I suppose with that goes the knowledge of human nature that the years bring to white-haired old men, and I feel positive that you are a good American.

Mr. MURIN. Thank you.

Mr. WALTER. I don't see why, as a good American, you won't try to help us clarify the atmosphere.

Mr. MURIN. Representative Walter, it is, I would like, there is nothing I would like better than to be recorded in the minutes of this meeting as having done my best for my country. It is because I believe that the actions that I am taking today is in the long run for the good of my country. If it were not for that I wouldn't take this attitude. It would be much easier for me to say, "Gentlemen, I have never been this; I have never been that." But if I believed that the interest of the American people, I mean larger numbers of the people would be served by having me swear to that, I would be glad to do it. It would save me; it would save my family; it would save me from the attitudes that we have in the group here today. I don't enjoy being here and facing the prospect of being cited for contempt.

Mr. WALTER. We don't enjoy being here either to do that.

Mr. MURIN. I know that, and that is why I say that there are people in America, people like Tom Paine and more recently people like Franklin Roosevelt, people like even Truman, in the 1948 election said that any attempt to encroach upon the right of the people to think for themselves, to associate with whom they please, to say what they will, is not itself American. If I myself were to say to save my own skin, in order to protect myself from the laughter of large numbers of people here, I could go ahead and do it, but I feel that I would be betraying those people who in the long run, who in the historic past had made America what it is. It is not because I want to get you gentlemen angry, because I enjoy the job of sitting here and have the people say, "That dirty this and that." It is not because of that. I think in the long run history will bear me out, those of us who are standing up today and having the guts, if you want to call it that, having the guts to say, "No agent of the Government can tell me that it is wrong for me to associate with John Doe, or wrong for you to read that book," we are serving the American people.

Mr. WALTER. Let me say this, that this committee, as presently constituted, doesn't think anybody is guilty of anything through association.

Mr. MURIN. I am glad to hear that.

Mr. WALTER. Then, will you answer the question?

Mr. MURIN. I hope, Representative Walter, that it won't be necessary for me to repeat that I think I am serving my country best by my refusal to answer that question.

Mr. WALTER. All right.

Mr. TAVENNER. The question, did I understand, you refused to answer is that whether or not you knew Matthew Cvetic?

Mr. MURIN. As I recall, that was the question to which I answered that an answer might tend to incriminate me.

Mr. TAVENNER. Well, did you know Bessie Steinberg?

(Witness confers with counsel.)

Mr. MURIN. I did know Bessie Steinberg.

Mr. TAVENNER. She was your wife?

Mr. MURIN. She was my wife.

Mr. TAVENNER. And Bessie Steinberg was educational director of a committee of the Communist Party, wasn't she?

(Witness confers with counsel.)

Mr. MURIN. By advice by my counsel that the answer to that question would tend to incriminate me and that information regarding the activities of my former wife is privileged matter.

Mr. TAVENNER. Well, did you take part in Communist activities when you lived in Pittsburgh?

Mr. MURIN. I have been advised not to answer the question on the same grounds as previously.

Mr. TAVENNER. Are you now, or have you at any time been a member of the Communist Party?

(Witness confers with counsel.)

Mr. MURIN. I have been advised by my counsel not to answer that question on the grounds that it might tend to incriminate me.

Mr. TAVENNER. I have no further questions.

(The witness was excused.)

Mr. WALTER. Call your next witness.

Mr. TAVENNER. Mr. Marshall L. McEuen.

Mr. WALTER. Will you raise your right hand, please?

Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God.

Mr. McEUEEN. I do.

#### TESTIMONY OF MARSHALL I. McEUEN, ACCCOMPANIED BY HIS COUNSEL, MYER C. SYMONDS

Mr. TAVENNER. You are Mr. Marshall L. McEuen?

Mr. McEUEEN. Yes, sir.

Mr. TAVENNER. Are you represented here by counsel?

Mr. McEUEEN. I am. Mr. Symonds is my counsel.

Mr. TAVENNER. Will Mr. Symonds identify himself for the record?

Mr. SYMONDS. My name is Myer C. Symonds. I appear for the witness, and I file at this time the same motion with the committee in the same form as heretofore, Mr. Chairman.

Mr. WALTER. It will be received. Mr. Symonds, do you want these motions right at the very beginning? <sup>51</sup>

Mr. SYMONDS. I beg your pardon.

Mr. WALTER. I say, do you want these motions right at the beginning of the statement, the beginning of the testimony?

Mr. SYMONDS. Yes.

Mr. WALTER. Make the record clear that the motion was filed before any questions.

Mr. SYMONDS. Oh, yes; thank you very much, Mr. Chairman.

Mr. TAVENNER. Mr. McEuen, are you a resident of the Territory of Hawaii?

Mr. McEUEEN. Yes, sir.

Mr. TAVENNER. How long have you lived in the Territory of Hawaii?

Mr. McEUEEN. Since 1930, with two interim periods when I was away.

Mr. TAVENNER. With the exception of two periods—

Mr. McEUEEN. Interim periods when I was on the mainland.

Mr. TAVENNER. Would you state the time and duration of the periods when you were on the mainland?

Mr. McEUEEN. I went to the mainland about the middle of May 1947 and returned the 5th of November 1947 and went to the mainland last year about the 1st of July and returned the latter part of January.

Mr. TAVENNER. What is your present occupation?

Mr. McEUEEN. I am a printer.

Mr. TAVENNER. How are you employed? Are you self-employed?

Mr. McEUEEN. No; I am working for the Honolulu Star-Bulletin.

Mr. TAVENNER. How long have you worked for the Honolulu Star-Bulletin?

Mr. McEUEEN. This time, since the 23d of January.

Mr. TAVENNER. Of what year?

Mr. McEUEEN. This year.

Mr. TAVENNER. How were you employed prior to that time?

Mr. McEUEEN. I was during the period from approximately the latter part of June 1946 until the middle of May 1947 codirector of the Political Action Committee for the ILWU, and from about the 5th of November until May of last year—July of last year—I was director of education for the ILWU.

Mr. TAVENNER. You say you were codirector of the PAC?

Mr. McEUEEN. Yes, sir.

Mr. TAVENNER. And from what period?

Mr. McEUEEN. I think I went to work for them on the 27th day of June 1946, and I was codirector of political action for the committee for the ILWU until about the 11th or 12th of May 1947.

Mr. TAVENNER. Do you recall whether Wilfred Oka was the recording secretary of the PAC during October 1946?

(Witness confers with counsel.)

Mr. McEUEEN. I don't know. I don't remember.

<sup>51</sup> Text of motion to quash service of subpoena by Marshall L. McEuen is identical with the motion filed in behalf of Ralph Tokunaga by his attorney, Myer C. Symonds. See p. 1472.

Mr. TAVENNER. Well, you know that he was a member of the PAC?

Mr. McEUEEN. No, sir; I don't remember that.

Mr. TAVENNER. You do not remember that?

Mr. McEUEEN. No, sir.

Mr. TAVENNER. Let me hand you what purports to be a copy of minutes of October 10, of October 11, 1946, and ask you to look at it and see if it refreshes your recollection regarding Mr. Oka's position.

(Witness examines document.)

Mr. TAVENNER. It is on the front page.

(Witness confers with counsel.)

Mr. McEUEEN. Will you repeat the question?

Mr. TAVENNER. I asked you if the paper I handed you would refresh your recollection about Mr. Oka's position in the PAC.

Mr. McEUEEN. Yes, sir.

Mr. TAVENNER. It does refresh your recollection?

Mr. McEUEEN. Yes, sir.

Mr. TAVENNER. Then what is your present recollection?

Mr. McEUEEN. I was honest in the statement that I didn't know that or remember, at least, that Mr. Oka had been the recording secretary of the PAC, since there has been a good deal of water that went under the bridge in very large volumes since that time.

Mr. TAVENNER. I didn't question the honesty of the answer.

Mr. McEUEEN. However, apparently, if the minutes are correct, he was recording secretary of the PAC.

Mr. TAVENNER. From your examination of this paper, do you now recall that he was a member of the PAC and was the recording secretary?

Mr. McEUEEN. I still don't have any personal recollection of Mr. Oka as recording secretary of the PAC.

Mr. TAVENNER. Were you a delegate who attended the meeting on October 11, the minutes of which I showed you?

(Witness examines document and confers with counsel.)

Mr. McEUEEN. Let me point out, Mr. Tavenner, that to ask me if I attended a meeting on a certain date is an extremely confusing thing, because, as a matter of actual fact, there were times when I attended three meetings in 1 day, and to ask me to go back for 3 years and ask a question about attendance is almost an impossible thing from the standpoint of memory.

Mr. TAVENNER. I am not interested so much in a meeting as I am to determine the names of persons who were members of the PAC and whether you recall you attended a meeting on this particular date or not I am not interested in it, but you were a member from the Oahu district, were you not, of the PAC?

(Witness confers with counsel.)

Mr. TAVENNER. My only purpose in giving you the minutes is to help you refresh your recollection.

Mr. McEUEEN. Dealing with the technical point of organization, Mr. Tavenner, my impression is that, although my name may be listed as a delegate officially, I didn't come as a delegate, because my recollection is that the delegates were on the basis of a question of representation, something of that kind, and, not being a member of any

CIO union, I would not have been officially a delegate. I should have been listed as codirector.

Mr. TAVENNER. Well, was Jack Kawano one of the delegates from the same district where you were listed as a delegate?

(Witness confers with his counsel.)

Mr. McEUEN. I don't remember.

Mr. TAVENNER. Let me hand you the minutes and see if this refreshes your recollection.

(Witness confers with his counsel.)

Mr. TAVENNER. Does that refresh your recollections?

(Witness confers with his counsel.)

Mr. McEUEN. I am giving you the appearance of dodging the issue. I am not dodging any issue. I don't remember. However, I would have referred to the minutes myself to find out whether I was or was not a delegate. I assume, since he was at most of the meetings, he probably was a delegate.

Mr. TAVENNER. You recall his attendance as a delegate?

Mr. McEUEN. Yes.

Mr. TAVENNER. Well, I would like to ask you the same question regarding Jack Kimoto.

(Witness confers with counsel.)

Mr. McEUEN. I don't remember of any specific time. There is no remembrance there to any specific time.

Mr. TAVENNER. Let me hand you the minutes and see if they refresh your recollection.

(Witness examines document and confers with counsel.)

Mr. TAVENNER. Can you answer the question now?

Mr. McEUEN. Would you restate the question, please?

Mr. TAVENNER. I handed you the paper and asked you if—for you to examine it to see if it would refresh your recollection as to whether or not Jack Kimoto attended as a delegate meetings of the PAC?

Mr. McEUEN. I believe that he did. I am not certain.

Mr. TAVENNER. As a delegate from Oahu, would you say?

Mr. McEUEN. Let me answer on the general statement, Mr. Tavenner, as to the situation. I was asked sometime the early part of June 1946 to become a codirector of the PAC. Now, up until that time I had almost no knowledge whatsoever of the performance and organization of the CIO unions of the Territory of Hawaii. I stepped into a job that came pretty close to putting both the other codirector and myself in the hospital because we worked our heads off. Now, very unfortunately, I would have been smart if I had taken a couple of weeks away from the office after the election was over, but I simply took it for granted these groups. I don't remember who was in any particular group, and I didn't check into the question of delegates, regarding the delegates, or anything of that kind. I didn't know the organization, because there was too much immediate work to be done.

Mr. WALTER. Did you keep any record yourself?

Mr. McEUEN. No, sir. I left that entirely to the clerical staff.

Mr. WALTER. Did you confer with the clerical staff concerning the preparation of these records?

Mr. McEUEN. What was that question?

Mr. WALTER. Did you confer with the clerical staff in connection with the preparation of these records?

Mr. McEUEEN. No; I did not.

Mr. TAVENNER. Now, are you a member of the Hawaii Civil Liberties Committee?

(Witness confers with counsel.)

Mr. McEUEEN. On advice of my attorney and with my full concurrence with that advice, I refuse to answer on the ground that it might tend to incriminate me.

Mr. WALTER. Why do you think it might incriminate you to answer the question?

(Witness confers with counsel.)

Mr. McEUEEN. My attorney has so advised me and I have confidence in his judgment.

Mr. WALTER. And that is your only reason for not answering the question?

Mr. McEUEEN. No; that is not my only reason.

Mr. WALTER. What is your other reason?

Mr. McEUEEN. I feel that the present type of investigation, in view of the fact that the United States Government was set up and has maintained over a good many years what we as a people considered a democratic process functioning through the Federal Bureau of Investigation, functioning through the Federal grand-jury system and through the United States Department of Justice, and that that set-up should be proper and adequate to take care of any necessary investigation of conditions which might alarm the Congress. And I feel also that the people who are called in those investigations are protected, surrounded with the protection which the democratic people have found to be necessary.

Mr. WALTER. What protections?

Mr. McEUEEN. The right to cross examine, for instance. That is prohibited here. When a person is brought in before the courts, our ordinary established courts, they are given the opportunity to subpoena witnesses, to a jury trial.

Mr. WALTER. Yes; but this is no trial. We are not prosecuting anybody. This is merely an investigation, and anything that any witness testifies to is privileged and will not be used against you unless, of course, it is perjured testimony.

Mr. McEUEEN. I am quite well aware, Mr. Walter, of the significance of your statement.

Mr. WALTER. All right. Go ahead, Mr. Tavenner.

Mr. TAVENNER. Did you open the account of the Hawaii Civil Liberties Committee on December 17, 1947, with the deposit of \$96.95, or by the delivery of a check for that amount to Mr. Katsuto Nagae?

(Witness confers with his counsel.)

Mr. McEUEEN. I refuse to answer on the ground it might tend to incriminate me.

Mr. WALTER. Why do you think it might incriminate you to admit that you opened a bank account. It has never been a crime to open a bank account.

Mr. TAVENNER. Are you now, or have you ever been a member of the Communist Party?

Mr. McEUEEN. The same answer.

Mr. WALTER. What is that answer?

Mr. McEUEEN. I refuse to reply on the ground that to do so might tend to incriminate me.

Mr. TAVENNER. There are no further questions, Mr. Chairman.  
(The witness was excused.)

Mr. WALTER. The subcommittee will be in recess.  
(A short recess was taken.)

Mr. WALTER. The subcommittee will be in order.

Mr. TAVENNER, call your next witness, please.

Mr. TAVENNER. Rachel Saiki.

Mr. WALTER. Will you raise your right hand, please?

Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?

Miss SAIKI. Yes, I do.

**TESTIMONY OF RACHEL SAIKI, ACCCOMPANIED BY HER COUNSEL,  
HARRIET BOUSLOG**

Mr. TAVENNER. You are Rachel Saiki?

Miss SAIKI. Yes.

Mr. TAVENNER. Are you represented by counsel?

Miss SAIKI. Yes.

Mr. TAVENNER. Will counsel please identify herself in the record.

Mrs. BOUSLOG. I would like my name, Harriet Bouslog, to be entered of record as counsel for Rachel Saiki. And at this time I would like to file with the committee a motion to quash the service of the subpoena upon the grounds stated in the motion, and I ask it appear at the opening of this testimony so that these grounds will be indicated as in this case for all the answers that Miss Saiki may or may not give.<sup>52</sup>

Mr. HARRISON. Is it in the same form as heretofore?

Mrs. BOUSLOG. Yes; it is.

Mr. WALTER. It will be placed in the record.

Mr. TAVENNER. Where do you live?

Miss SAIKI. 2218 Liliha Street.

Mr. TAVENNER. Where are you employed?

Miss SAIKI. I am now employed at the Honolulu Record Publishing Co.

Mr. TAVENNER. Is it Miss or Mrs. Saiki?

Miss SAIKI. Miss Saiki.

Mr. TAVENNER. Miss Saiki, I have here among the checks contained in "Owens Exhibit No. 6" a check of March 19, 1948, payable to Rachel Saiki, for \$15. This check is drawn on the American Security Bank and signed by Katsuto Nagane, trust account. The cash book of Mr. Nagane shows an entry regarding this. This cash book is "Exhibit Owens No. 4." Will you examine the cash book and state what it says with regard to this check of March 19, 1948, payable to you in the amount of \$15?

(Witness confers with counsel.)

<sup>52</sup>Text of motion to quash service of subpoena by Rachel Saiki is identical with the motion filed on behalf of Wilfred Oka by his attorney, Harriet Bouslog. See p. 1550.

MISS SAIKI. I have been advised by my counsel, and I agree with her, that I refuse to answer the question on the grounds that it might tend to incriminate me.

MR. TAVENNER. I hand you the check referred to, of March 19, 1948, and ask you if that is your endorsement on the back of it?

(Witness confers with counsel.)

MISS SAIKI. I refuse to answer on the same grounds.

MR. WALTER. Why do you think you may be incriminated by your answer?

(Witness confers with counsel.)

MISS SAIKI. I have been advised by counsel and have been told concerning my legal rights, and that is the reason I have taken the stand that I have.

MR. TAVENNER. The check of March 19 is entered in cash book, "Exhibit Owens 4," as follows: "March 19, Rachel Saiki. Robeson shirts." Will you tell us what this purchase was entitled "Robeson shirts"?

(Witness confers with counsel.)

MISS SAIKI. My attorney advises me to refuse to answer the question on the same grounds that I have stated.

MR. TAVENNER. I have a number of other checks here. Do I understand that, if I asked you the questions relating to them, you will give the same answers?

MRS. BOUSLOG. We will stipulate that in respect to the checks that you have in front of you that the answer would be the same. Is that right?

MISS SAIKI. That is right.

MR. WALTER. Then, as I understand it, as to each of these checks you refuse to answer the question propounded to you by the attorney?

MISS SAIKI. That is right.

MR. TAVENNER. There has been testimony here, Miss Saiki, of your attendance at Communist Party meetings. Do you desire to affirm or deny that?

(Witness confers with counsel.)

MISS SAIKI. My answer will be the same as to the other questions that I have been asked, and on the same grounds.

MR. TAVENNER. Are you now or have you ever been a member of the Communist Party?

MISS SAIKI. I have been advised by my counsel, and I agree with her, that I refuse to answer on the same grounds already stated.

MR. TAVENNER. I have no further questions, Mr. Chairman.

MR. WALTER. That is all.

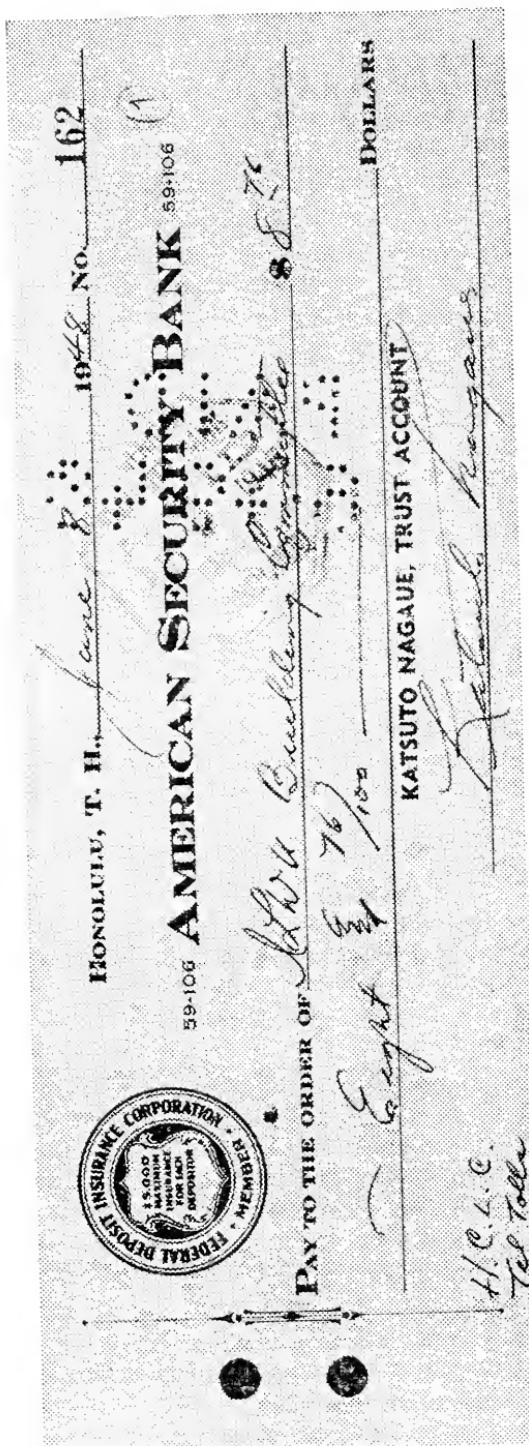
MR. TAVENNER. I would now like to recall Mr. Owens to the stand.

MR. WALTER. Proceed, Mr. Tavenner.

#### TESTIMONY OF COURTNEY E. OWENS—Resumed

MR. TAVENNER. Mr. Owens, I hand you from "Owens Exhibit No. 6," check No. 162, dated June 8, 1948, and ask you to examine it and see if from the cash book entry the purpose of that check is mentioned or is listed.<sup>53</sup>

<sup>53</sup> See p. 1678.



OWENS  
EXHIBIT 6-61

Mr. OWENS. Yes, sir. The disbursement section of the cash book shows that this check was made payable on June 8 to the ILWU building committee, and the reason stated therein is "telephone tolls." That same statement appears on the financial statements submitted to the HCLC periodically by their accountant, with the identical reason given for the expenditure.

Mr. TAVENNER. Do you know or can you ascertain from the records where that telephone was located; does it so appear from the records?

Mr. OWENS. No, sir.

Mr. TAVENNER. I show you check No. 184, dated July 3, in the amount of \$11.45, payable to Rachel Saiki. Is there a notation in the cash book of the purpose for which this check was used?

Mr. OWENS. Yes, there is.<sup>54</sup>

Mr. TAVENNER. Will you please state it?

Mr. OWENS. In July, disbursements for July 1948, it is recorded on July 3, a check payable to Rachel Saiki, and the reason stated is "gift for Robeson"; that appears also on the financial statement submitted to the HCLC for that period.

Mr. WALTER. Gift for whom?

Mr. OWENS. Robeson.

Mr. TAVENNER. Robeson.

Mr. WALTER. Paul Robeson?

Mr. OWENS. That is right.

Mr. TAVENNER. I hand you from the same "Exhibit Owens 6" a check of July 7, payable to Pacific Record Co., in the amount of \$50, drawn on the Hawaii Civil Liberties Committee's account. Will you examine the cash book entries and state the purpose for which that check was used?<sup>55</sup>

Mr. OWENS. July 1948 disbursement page shows that July 7 there was a check drawn payable to the Pacific Record Co., the following notation immediately thereafter: "Shares." The same notation appears on the financial statement for that period submitted to the HCLC, and beneath the financial statement is the recapitulation by Mr. Nagae, on the same statement that was submitted, which states: "Pacific Records, shares, \$50." That appears on the financial statement submitted.

Mr. TAVENNER. I show you a check taken from the same account, from the same exhibit, "Owens Exhibit No. 6", bearing date August 20, 1948, payable to Pacific Frontier Broadcasting Co., in the amount of \$68.50, on the account of the Hawaii Civil Liberties Committee. Will you examine the financial statement rendered by the accountant and state what it says the purpose of that check was?

Mr. OWENS. The financial statement submitted for that period to the Hawaii Civil Liberties Committee states on August 20 the check was drawn payable to the Pacific Frontier Broadcasting Co. for radio time, in the amount of \$68.50.<sup>56</sup>

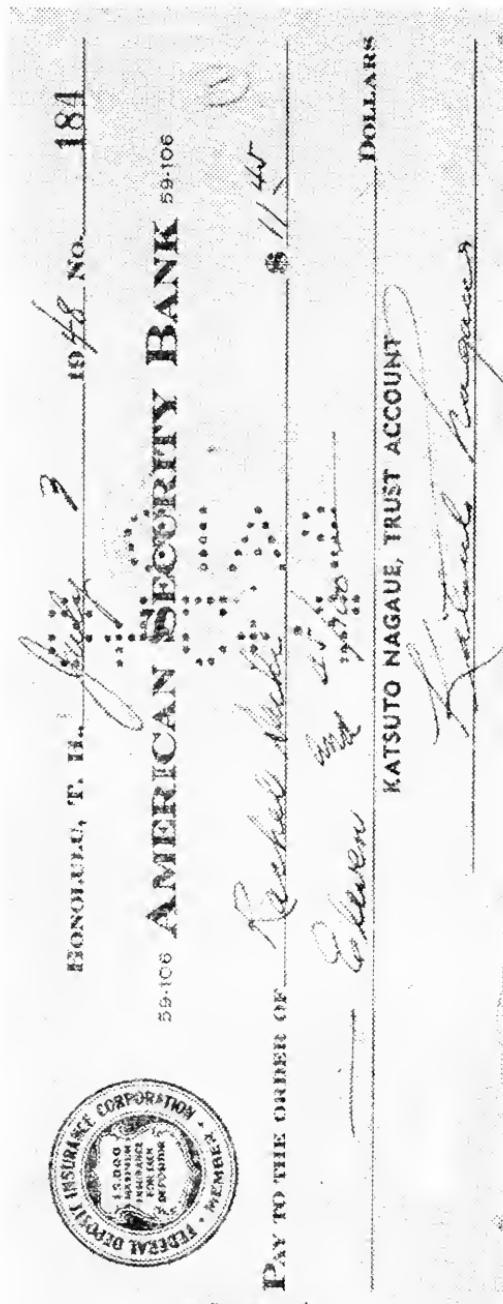
Mr. TAVENNER. I now hand you the exhibit marked for identification only as "Owens Exhibit No. 10," and ask you what connection it has with the check you have just read, you have just examined?

Mr. OWENS. This is the paid invoice which was obtained from the files of the Pacific Frontier Broadcasting Co. whereby the Hawaii

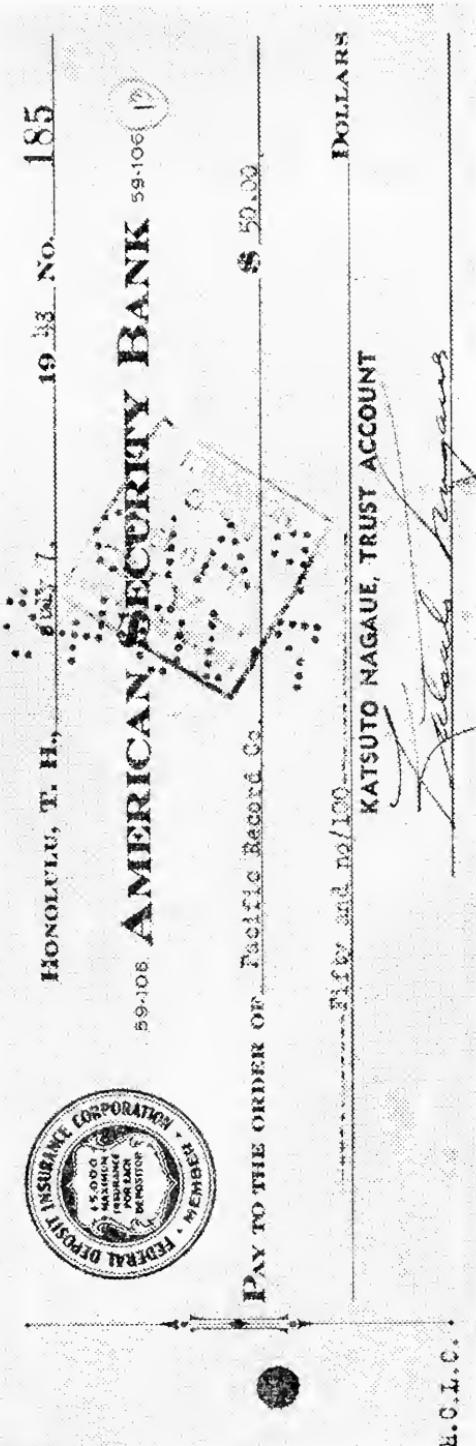
<sup>54</sup> Cash book referred to is introduced as Owens exhibit No. 4, and is retained in committee files. Check, Owens Exhibit 6-65, on p. 1680.

<sup>55</sup> See p. 1681.

<sup>56</sup> See p. 1682.



OWENS  
EXHIBIT 6-45



OWENS  
EXHIBIT 6-66

HONOLULU, T. H., ~~July 26~~ 1948 No. 227.

# AMERICAN SECURITY BANK

**KATSUTO NAGAUE, TRUST ACCOUNT**

OWENS  
EXHIBIT 6-76

Civil Liberties Committee paid for one-half hour program on the date of August 8, 1948, from 10 to 10:30, and the broadcast type is described as follows:

One-half hour program (discussion of Reinecke case)

This was obtained from the general manager of that corporation.

Mr. TAVENNER. I hand you another check obtained from "Owens Exhibit No. 6." bearing date September 17, 1948, payable to radio station KULA, in the amount of \$90, and drawn on the same account.<sup>57</sup> Will you examine the financial statement submitted to the Hawaii Civil Liberties Committee for this period and I ask you what the purpose of that check was?

Mr. OWENS. The financial statement submitted to the HCLC for this period shows that on September 17 there was distribution to radio station KULA in the amount of \$90 for radio time.

Mr. TAVENNER. I hand you exhibit marked "Owens Exhibit No. 11 for identification only," and ask you to state what relation it has to the check you have just described and the entry you have described?

Mr. OWENS. This is a paid invoice from the files of station KULA, stating that—

one-half hour program, from 7 to 7:30 p. m., on September 17, 1948; was paid for by the Hawaii Civil Liberties Committee, in the amount of \$90—

a certified true copy by the general manager of that corporation produced in answer to a subpoena served on him.

Mr. TAVENNER. I take the following check from "Owens Exhibit 6," check bearing date of September 7, 1948, payable to Masaru Shimonishi, in the amount of \$46, and drawn on the funds of the same account, and ask you to examine the financial statement submitted to the HCLC covering this period and state what the entry is covering that disbursement.

Mr. OWENS. The financial statement submitted to the HCLC for that period shows this to be a distribution on September 7 to Masaru Shimonishi in the amount of \$46, with the notation "Witness."

Mr. TAVENNER. Mr. Chairman, the committee has received a report from the attorney general's office of the Territory of Hawaii giving the names of the witnesses at the Reinecke hearing and the dates of their appearances. The first on the list is that of Masaru Shimonishi, Tuesday, August 31, 1948.

I hand you another check from the same exhibit, bearing date of September 7, 1948, payable to Sam K. Stevens, and drawn on the same account, and ask you what notation appears in the records regarding the purpose of that check?

Mr. OWENS. The record of this distribution of this sum appears directly beneath the previous one with the same notation, as "witness," in the amount of \$46.50.

Mr. TAVENNER. The report from the attorney general's office, Mr. Chairman, shows that Samuel K. Stevens was a witness at the Reinecke hearings and appeared on Wednesday, September 1, 1948.

I hand you now check No. 261, from the same source, payable to a man whose last name is Richard—I don't know whether it is Richard Hirakami or Hirakami Richard, in the amount of \$10, drawn on the same account. Will you examine the financial statement and tell us the purpose of that check?

<sup>57</sup> See p. 1684.

MONOLITH, R. M.	September 17	1948	NO.	286
AMERICAN SECURITY BANK				
59-106				
FEDERAL INSURANCE CORPORATION				
MEMBER				
PAY TO THE ORDER OF <u>KATSUTO NAGAE</u>				
\$20.00				
DOLLARS				
KATSUTO NAGAE, TRUST ACCOUNT				
<i>Katsuto Nagae</i>				

OWENS  
EXHIBIT 6-103

OWENS

Mr. OWENS. The financial statement submitted for this same period shows that this was a disbursement of September 7 payable to Richard Hirakami, with the notation "witness" following, in the amount of \$10.

Mr. TAVENNER. The attorney general's report shows that Richard Hirakami appeared at the Reinecke hearing on Tuesday, August 31, 1948.

I hand you another check, No. 262, bearing date September 7, payable to Inagaki, Louis. The first name is Louis and the last name is Inagaki, in the amount of \$10. Will you state for the record the notation appearing as the purpose of that check?

Mr. OWENS. The same financial statement as referred to previously shows this to be a distribution on September 7 to Louis Inagaki for \$10, with the notation "witness" on this financial statement.

Mr. TAVENNER. The attorney general's report, Mr. Chairman, shows that Louis Inagaki appeared as a witness at the Reinecke hearings on Tuesday, August 31, 1948.

Mr. WALTER. These witnesses appeared on behalf of the defendant?

Mr. OWENS. I can answer that.

Mr. TAVENNER. Mr. Owens, did your investigation disclose in whose behalf these witnesses appeared?

Mr. OWENS. Yes, sir. These witnesses appeared in behalf—were called in behalf of Doctor Reinecke at his hearing during August and September 1948.

Mr. WALTER. Do you know whether or not the witnesses in that type of case are compensated for court costs?

Mr. OWENS. I don't know, Mr. Chairman. No, sir. That was at a hearing of the department of public instruction, as I understand it.

Mr. TAVENNER. I hand you check No. 263, dated September 7, 1948, payable to Juliette Ballenti, and I will ask you to examine it. It is in the amount of \$10. Will you state the purpose for which it was used? It is spelled B-a-l-l-e-n-t-i.

Mr. OWENS. The same statement referred to before. This statement, by the way, of all these witnesses, is an official statement, the Hawaii Civil Liberties Committee, up to and including September 30, 1948. This statement shows that on September 7 there was a disbursement of \$10 to Mrs. Juliette Ballenti, the reason being, "witness."

Now the attorney general's report shows that Mrs. Juliette Ballenti appeared as a witness in the Reinecke hearing, Tuesday, August 29, 1948.

Mr. TAVENNER. I now hand you check No. 273, bearing date February 13, 1948, Maximino Santiago, in the amount of \$10, drawn on the same account.

Mr. OWENS. In the financial statement submitted to the Hawaii Civil Liberties Committee for this period, there is a disbursement, September 15, 1948, to Maximino Santiago, for \$10, for the reasons "witness."

The report of the attorney general's office shows that this individual appeared as a witness at the Reinecke hearing August 31, 1948.

Mr. TAVENNER. I hand you now check No. 397, in the amount of \$25.86, bearing date September 1, payable to Tsuneto Kunimura, and I will ask you to examine that account, and state the purpose of it.

Mr. OWENS. In the financial statement submitted to the Civil Liberties Committee for the period up to and including January 7, 1949, there appears a disbursement under date of December 6, 1948; to Tsuneto Kunimura; in the amount of \$25.86, and the reason is for "hearing."

The attorney general's report shows that this individual appeared as a witness in the Reinecke hearing, on Wednesday, September 1, 1948.

Mr. TAVENNER. I now hand you check No. 264, payable to Steve Murin, in the amount of \$110. Now, will you examine the financial statement and state what the purpose of it is?

Mr. OWENS. On the financial statements submitted to the Hawaii Civil Liberties Committee, up to and including September 30, 1948, there appears a disbursement under date of September 7, 1948, to Stephen Murin, in the amount of \$110 for "travel."<sup>58</sup>

Mr. TAVENNER. I now hand you another check bearing the same date, payable to Robert Greene, in the amount of \$110, and will you state what the purpose is, that is shown?

Mr. OWENS. On the same financial statement as the last there appears a disbursement, on September 7, 1948, to Robert Greene, in the amount of \$110, reason "travel."<sup>59</sup>

Mr. TAVENNER. I hand you another check, bearing the same date, payable to Celeste Strack, in the amount of \$110, and I will ask you to examine the record, and state what is shown with regard to the purpose of the issuance of that check?<sup>60</sup>

Mr. OWENS. On the same financial statement as Murin, to Mrs. Strack, there appears a disbursement under date of September 7, 1948, to Celeste Strack, in the amount of \$110. It has the reason: "travel."

Mr. TAVENNER. Did your investigation disclose whether or not the individual mentioned by you, that is, Celeste Strack, appeared on the radio program here in Honolulu, while she was here on that occasion?

Mr. OWENS. No, sir; I endeavored to, and the investigation disclosed that this trio toured the islands here during the Reinecke hearing, and over on the island of Hawaii appeared on Radio Station KIPA. I wrote a letter to that station, and I believe you have the answer there before you.

Mr. TAVENNER. Is this a report of the manager, Big Island Broadcasting Co.?

Mr. OWENS. That is correct.

Mr. TAVENNER. To which you referred?

Mr. OWENS. That is correct.

Mr. TAVENNER. Does it give an account of the records of their company with regard to the appearance of Celeste Strack?

Mr. OWENS. Yes, sir. I believe, as I recollect the letter, the second paragraph gives you the date of the appearance, and the subject of the program, and who appeared on it.

Mr. TAVENNER. I will read the paragraph to which you refer [reading]:

In checking our records, I find that the Hawaii Civil Liberties Committee, on September 11, 1948, contracted with this station for a broadcast, 30 minutes, to be released on the 12th of September 1948; 6:30 p. m. The arrangement for the contracts were made and signed for by Stephen Murin, of Honolulu, who at that time, I understand, was chairman of the Civil Liberties Committee. Mr. Murin signed, and gave his address at that time, as Civil Liberties Committee, post office box 1123, zone 2, Honolulu, T. H.

The people who appeared on the program were Celeste Strack, educational director of the Communist Party of California; Mr. Steve Murin, chairman of the Civil Liberties Committee, of Honolulu, and Robert Greene (no relation to

<sup>58</sup> See p. 1687.

<sup>59</sup> See p. 1688.

<sup>60</sup> See p. 1689.

Lesser, T. W. 7 : 1846 No. 264.

# AMERICAN SECURITY BANK

50-106

PAN TO THE ORDER OF *Acción Popular* : *116-00*

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KATSUTOSHI NAGAUE, TRUST ACCOUNT

41. C. L. C.  
Excel



OWENS  
EXHIBIT 6-S9

HONOLULU, T. H., Sept 7, 1944, No. 265		
AMERICAN SECURITY BANK		59-106
FEDERAL DEPOSIT INSURANCE CORPORATION		59-106
MEMBER		
<p>PAY TO THE ORDER OF <u>Robert Greenhill</u> \$110.00  <u>Katsuto Nagae, Trust Account</u></p> <p><i>Robert Greenhill</i>  <i>Katsuto Nagae</i></p>		

OWENS  
EXHIBIT 6-90



OWENS  
EXHIBIT 6-91

the writer), it is written; also of Honolulu. The program was entitled "Invasion of Civil Liberties."

and it is signed A. H. Greene, vice president and manager of Big Island Broadcasting Co.

I hand you now another check, bearing date of October 19, 1948, payable to Bergstrom Music Co., in the amount of \$80, and drawn on this same account, and I will ask you to look at the financial statement introduced in evidence, I believe as Owens Exhibit 5, and state the purpose of the issuance of that check? <sup>61</sup>

Mr. OWENS. On the financial statement submitted to the Hawaii Civil Liberties Committee for the period October 1 to November 5, 1948, inclusive, the following disbursement appears, under date of October 19, 1948: The payee, Bergstrom Music Co.; the amount \$80, and the reason, "hearing."

In the lower left-hand corner appears the notation: "HCLC W-175, wire spool," and next to that notation is a pencil notation of "ILWU."

Mr. TAVERNER. ILWU, is there any explanation on the records as to the reason for "ILWU" appearing on the check of the HCLC?

Mr. OWENS. No, sir. The financial statement contains no reference to the ILWU, but that is the notation on the check itself, when it was turned over to us.

Mr. TAVERNER. I hand you two documents, which you have presented, and are designated Owens Exhibits 7 and 8 for identification only, and ask you what bearing those documents have on that transaction?

Mr. OWENS. The two invoices; the first of which is dated August 12, 1948, from the Bergstrom Music Co.; your order No. Robert Greene, sold to ILWU educational and legal department, pier 11, Honolulu, T. of H., calling for four 1-hour wire spools; unit price of \$5, to the amount of \$20.

The second invoice is identical to the first, as to your order number, and to whom it was sold, and calls for twelve 1-hour wire spools, at the unit price of \$5, and for \$60; the total of the two units being \$80.00.

Mr. TAVERNER. Is that the amount of the check to which you referred?

Mr. OWENS. Yes, sir.

Mr. TAVERNER. Now, it is to be noted from reading these two bills, that they are both directed to, or addressed to ILWU educational and legal department, pier 11, Honolulu, T. of H.

Will you state, if the checks in payment of these bills were run through the HCLC account; is that what you state?

Mr. OWENS. Yes, sir; the references substantiate that.

Mr. TAVERNER. I desire at this time to offer the two documents in evidence. They are designated as 7 and 8 for identification only, and I ask that they be given the numbers 7 and 8.

Mr. WALTER. So, mark them.<sup>62</sup>

Mr. TAVERNER. I hand you now a check in the amount of \$435, bearing the date October 19, 1948, payable to Alexander Bros., Ltd., and drawn on this same account. Will you examine the financial statement that you have, as exhibit 5, for identification only, and state the purpose? <sup>63</sup>

<sup>61</sup> See p. 1691.

<sup>62</sup> See p. 1660.

<sup>63</sup> See p. 1693.

HONOLULU, T. H.		October 19/6	No. 316
AMERICAN SECURITY BANK \$9,106			
<p>PAY TO THE ORDER OF <i>Bergelson Macie Co.</i> \$8,800</p> <p><i>Eighty eight and no/100</i></p> <p>KATSUTO NAGAUE, TRUST ACCOUNT</p> <p><i>Katsuto Nagaue</i></p> <p><i>G. C. L.</i></p> <p><i>W/175 were paid</i></p>			

OWENS  
EXHIBIT 6-112

Mr. OWENS. The financial statement submitted to the Hawaii Civil Liberties Committee for the period October 1 to November 5, 1948, inclusive, shows a disbursement on October 19, to the Alexander Bros., Ltd., in the amount of \$435. The reason, "hearing." I take that check back for a moment.

Mr. TAVENNER. Is there a notation in the lower left-hand corner of that check?

Mr. OWENS. Yes, there is a notation in the lower left-hand corner of the check, bearing the following notation: "Credit, ILWU, pier 11, Honolulu, T. of H."

Mr. TAVENNER. Is there any further explanation of the matter in the books or records of the HCLC as to this credit item?

Mr. OWENS. No, that notation regarding the ILWU appears only on the check, and not on the statement, or in the cash book.

Mr. TAVENNER. Is there any account carried under the heading of "ILWU"?

Mr. OWENS. There is no account in this cash book under the head of ILWU. There are seven accounts here, one of which is the HCLC, but the ILWU does not appear.

Mr. TAVENNER. Then, this is an instance in which there was a transaction, a financial transaction, on the part of the HCLC which involved the ILWU. That is correct, isn't it?

Mr. OWENS. That is correct.

Mr. TAVENNER. Well, now, I hand you Owens Exhibit 9, so marked for identification only, and ask you to state what the relationship of that document is to the transaction you have been describing.

Mr. OWENS. These are five invoices from the Alexander Bros., Ltd., the first of which is dated August 24, 1948; sold to ILWU, Terminal Building, pier 11, Honolulu; calling for ten 1-hour spools for Webster wire recorder; unit price \$5. Total amount of invoice \$50.

The second invoice is dated August 28, 1948, "Sold to ILWU, legal and educational department, pier 11, Terminal Building, Honolulu, T. H." and calling for fifty 1-hour spools of wire, and five file boxes; the total of these invoices being \$255.

The third invoice is dated August 27, 1948; sold to ILWU, pier 11, Terminal Building, calling for ten 1-hour spools for Webster wire recorder, the total of the invoice, \$50, and these invoices seem to be in inverse order.

The next invoice, No. 4, is dated August 20, 1948, sold to ILWU, Terminal Building, pier 11, Honolulu; calling for ten 1-hour spools, Webster wire recorder; total \$50 on this invoice.

The fifth invoice, dated August 12, 1948; sold to the ILWU, pier 11. This invoice has in the upper left-hand corner: "Customer's order number and date" and following that "Mr. Arena."

Invoice 6, calls for six 1-hour recording wire, total price \$30, and the total of these five invoices is \$435.

Mr. TAVENNER. Do you recall from your investigation of the matter what position Mr. Arena held at the time?

Mr. OWENS. At the time of this, no I don't.

Mr. TAVENNER. I desire at this time to offer in evidence Owens Exhibit No. 9, that has previously been designated for identification only.

Mr. WALTER. It will be received.<sup>64</sup>

<sup>64</sup> See pp. 1661 to 1665.

HONOLULU, T. H.,	October 19	1948	No.	317
				59-106
AMERICAN SECURITY BANK				
59-106				
PAY TO THE ORDER OF				
Alexander Shultz, Esq.				
\$3,435.00				
THREE THOUSAND, FORTY-THREE DOLLARS				
KATUTO NAGAUE, TRUST ACCOUNT				
KATUTO NAGAUE				
MEMBER FEDERAL DEPOSIT INSURANCE CORPORATION				
CREDIT Shultz Rev 11 Honolulu, H. I.				



OWENS  
EXHIBIT 6-113

Mr. TAVENNER. And did the total amount of the invoices and the bills which you have just presented in the name of ILWU, and on one of which appeared the name "Mr. Arena"—was that the same as the check of \$435, to which you refer?

Mr. OWENS. Yes, sir, the amount, the total amount is exactly the same, but you must remember the first invoice has Mr. Arena's name on it, August 12, and the subsequent invoices did not have Mr. Arena's name on them.

Mr. TAVENNER. I recall, but the name of the ILWU was on the other three, was it not?

Mr. OWENS. On each one of the five.

Mr. TAVENNER. And the number, and the party to whom the merchandise had been sold?

Mr. OWENS. Exactly.

Mr. TAVENNER. And, as I believe, it is clear from your statement, that the funds which paid the ILWU accounts, were paid from the account of the HCLC?

Mr. OWENS. That is correct.

Mr. TAVENNER. Have you as yet been able to make a thorough check of these records in your possession to determine whether or not the ILWU at any time repaid that amount?

Mr. OWENS. There is no indication in this period, from December 17, 1947, to February 7, 1949, that this amount was repaid. Our records only go up to and including February 7, 1949.

Mr. TAVENNER. But you have produced here, under the subpoena duces tecum, the bank account covering the subsequent period up to February of 1950, and which has been introduced in evidence as Exhibit Owens 2.

Will you examine the debit charges in that bank account, and state whether or not you find an item of \$435, or any greater sum drawn during that period?

Mr. OWENS. This is a later account of the Hawaii Civil Liberties Committee, bank account from February 8, 1949, up to the present date. There is shown on this ledger sheet the original deposit of \$1,195.77, which was a check turned over to them by their accountant. Since that time there have been no deposits totaling more than \$158.60 at one time.

Mr. TAVENNER. I am not speaking of deposits. I am speaking of charges. That is, withdrawals from the account. That is, if a check had been drawn for \$435 on the account, the amount would appear in that bank statement?

Mr. OWENS. That's right. You mean since February 7, 1949?

Mr. TAVENNER. Yes.

Mr. OWENS. There is no check in that amount having been drawn from this account, since February 1949.

Mr. TAVENNER. Well, is there a check for an amount larger than \$435, drawn on that account during that period?

Mr. OWENS. There is not.

Mr. TAVENNER. Then, so far as you are able to determine from all the records which have been made available to you, you have not been—there has not been any repayment?

Mr. OWENS. No, sir.

Mr. TAVENNER. I now hand you a check, No. 318, dated October 19, 1948, payable to ILWU, educational and legal fund, in the amount of \$9.11. Is there any statement appearing in the financial statement describing the purpose of that account, for the issuance of that check?

Mr. OWENS. The financial statement submitted to the Hawaii Civil Liberties Committee, from October 1, 1948, shows a disbursement, October 19, 1948, to the ILWU educational and legal fund, for the purpose of "hearing" in the amount of \$9.11, and there appears in the lower left-hand corner of this check the following notation: "HCLC."

Mr. TAVENNER. Is there any further description in the record of that?

Mr. OWENS. There is no further description of this transaction.

Mr. TAVENNER. I now hand you check 319, dated October 19, payable to the United Sugar Workers, ILWU, CIO, in the amount of \$34.50, and marked at the bottom as "First statement." Is there any record in the—in either the cash book, or financial statement, describing that transaction?

Mr. OWENS. Yes; in the same financial statement as referred to in the last question and answer, there appears a disbursement on October 19, to the United Sugar Workers, ILWU, CIO, in the amount of \$34.50; the reason being "hearing."

Mr. TAVENNER. I now hand you check No. 382, bearing date November 15, 1948, payable to ILWU, Educational and Legal Fund, in the amount of \$43.55. Will you examine the financial statement submitted to the HCLC, and say if you can determine the purpose for which this check was issued?

Mr. OWENS. On the financial statement submitted to the Hawaii Civil Liberties Committee, covering the period November 6, 1948, to December 6, 1948, there appears a disbursement, under date of November 15, to the ILWU, Educational and Legal Fund, in the amount of \$43.55, the reason being "papers and program."

Mr. TAVENNER. I now had you a check, No. 485, bearing date February 7, 1949, taken from exhibit Owens' 6, as all of the other checks have been, and made payable to Hawaii Civil Liberties Committee, in the amount of \$1,195.77, and I will ask you to state what that check represents?

Mr. OWENS. This check is a check given to the Hawaii Civil Liberties Committee in the final accounting, submitted to them by Mr. Nagane, February 7, 1949, and represents their net balance after deducting bank services, charges, and account funds.

Mr. TAVENNER. In other words, that closes out the accounting of Mr. Nagane?

Mr. OWENS. Exactly.

Mr. TAVENNER. And was that the identical check which was deposited in the establishment of the new account which is set forth in the bank statement, constituting Owens' exhibit No. 1?

Mr. OWENS. Exactly; it is.

Mr. TAVENNER. I have no further questions, Mr. Chairman.  
(Witness excused.)

Mr. WALTER. The meeting will adjourn until Monday, at 9:30.

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